

No. 16-56799

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

ANTHONY PAUL MANRIQUE

Debtor and Appellant,

v.

U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR LEHMAN XS
TRUST MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-16N,

Secured Creditor and Appellee.

ON APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE
CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA DIVISION
CASE NO. 5:16-cv-00708-DOC

UNITED STATES BANKRUPTCY COURT-CENTRAL DISTRICT OF
CALIFORNIA RIVERSIDE DIVISION
CASE NO.6:15-bk-10650-SY

APPELLEE'S SUPPLEMENTAL EXCERPTS OF RECORD

VOLUME I
(Pages 1-73)

ALDRIDGE PITE, LLP
Todd S. Garan (SBN 236878)
4375 Jutland Drive, Suite 200
San Diego, California 92117
Phone: (858) 750-7600
Fax: (858) 590-1385

<u>Docket</u>	<u>Party</u>	<u>Document</u>	<u>Date</u>	<u>Page</u>
VOLUME 1				
BK 68	Court	Order Overruling Debtor's Objection to Claim No.3 Filed by U.S. Bank, N.A.	11/16/2015	Pages 1-2
BK 97	Court	Order Denying Debtor's Motion for Reconsideration of Order Overruling Debtor's Objection to Claim No.3 filed by U.S. Bank, N.A.	04/07/2016	Pages 3-4 2 pages
BK 105	Court	Transcript of Hearing Held on 03/17/2016 on Debtor's Motion for Reconsideration of Order Overruling Debtor's Objection to Claim No.3	04/18/2016	Pages 5-30 26 pages
DC 22	Court	Order Denying Appeal of Bankruptcy Court Order	11/18/2016	Pages 31-37 7 pages
BK	Court	Copy of Court Docket for the U.S. Bankruptcy Court-Riverside Division (Case No: 6:15-bk-10650-SY)	06/02/2017	Pages 38-67 30 pages
DC	Court	Copy of Court Docket for the U.S. District Court-Santa Ana Division (Case No: 5:16-00708-DOC)	06/02/2017	Pages 68-73 6 pages.
				[Vol.1 73 pages]

1 Matthew R. Clark (SBN 271054)
mclark@aldridgepite.com
2 Todd S. Garan (SBN 236878)
tgaran@aldridgepite.com
3 **ALDRIDGE PITE, LLP**
4375 Jutland Drive, Suite 200
4 P.O. Box 17933
San Diego, CA 92177-0933
5 Telephone: (858) 750-7600
Facsimile: (619) 590-1385
6
7 Attorneys for *Secured Creditor*
U.S. Bank National Association, as Trustee for
Lehman XS Trust Mortgage Pass-Through
8 Certificates, Series 2007-16N

FILED & ENTERED

NOV 16 2015

CLERK U.S. BANKRUPTCY COURT
Central District of California
BY Mason DEPUTY CLERK

CHANGES MADE BY COURT

UNITED STATES BANKRUPTCY COURT

CENTRAL DISTRICT OF CALIFORNIA - RIVERSIDE DIVISION

11 In re

Case No.: 6:15-bk-10650-SY

12 ANTHONY PAUL MANRIQUE,

Chapter 11

13 Debtor.

**ORDER OVERRULING DEBTOR'S
OBJECTION TO PROOF OF CLAIM NO.
3 FILED BY U.S. BANK NATIONAL
ASSOCIATION**

Subject Property

718 Silverwood Avenue
Upland, California 91786

Hearing:

Date: October 29, 2015

Time: 1:30 PM

Judge: Honorable Scott H. Yun

21 U.S. Bank National Association, as Trustee for LEHMAN XS TRUST MORTGAGE
22 PASS-THROUGH CERTIFICATES, SERIES 2007-16N ("Creditor"), by and through its counsel
23 of record, Matthew R. Clark of Aldridge Pite, LLP, submits this order to the court. This matter,
24 having regularly come before the court upon a scheduled hearing on Debtor's Objection to Proof
25 of Claim No. 3 Filed by U.S. Bank National Association ("Debtor's Objection to Claim"), and the
26 court having reviewed Debtor's Objection to Claim and the response filed by Creditor now,
27 therefore,

28 ///

1 **IT IS ORDERED:**

- 2 1. The Debtor's Objection to Claim that was filed on July 27, 2015, at docket number 45 is
3 overruled.

4 ###

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

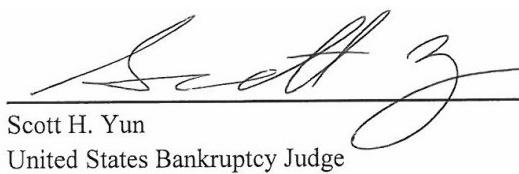
24

25

26 Date: November 16, 2015

27

28



Scott H. Yun
United States Bankruptcy Judge

1 Matthew R. Clark (SBN 271054)
2 mclark@aldridgeppte.com
3 Todd S. Garan (SBN 236878)
4 tgaran@aldridgeppte.com
5 ALDRIDGE PITE, LLP
6 4375 Jutland Drive, Suite 200
7 P.O. Box 17933
8 San Diego, CA 92177-0933
9 Telephone: (858) 750-7600
10 Facsimile: (619) 590-1385
11
12 Attorneys for *Secured Creditor*
13 U.S. Bank National Association, as Trustee for
14 Lehman XS Trust Mortgage Pass-Through
15 Certificates, Series 2007-16N

FILED & ENTERED

APR 07 2016

CLERK U.S. BANKRUPTCY COURT
Central District of California
BY Mason DEPUTY CLERK

CHANGES MADE BY COURT

UNITED STATES BANKRUPTCY COURT

CENTRAL DISTRICT OF CALIFORNIA - RIVERSIDE DIVISION

In re:

ANTHONY PAUL MANRIQUE,

Debtor.

Case No.6:15-bk-10650-SY

Chapter 11

**ORDER DENYING DEBTOR'S
MOTION TO RECONSIDER ORDER
DENYING CLAIM OBJECTION**

Hearing Date:

Date: March 17, 2016

Time: 1:30 p.m.

Place: Courtroom 302

3420 Twelfth Street
Riverside, CA 92501

The above-captioned matter came on for hearing on March 17, 2016, in Courtroom 302 of the U.S. Bankruptcy Court for the Central District of California, Riverside Division located at 3420 Twelfth Street, Riverside, CA 92501, upon Debtor Anthony Paul Manrique's ("Debtor") Motion to Reconsider Order Denying Objection to Claim (the "Motion"). Appearances are as noted on the record.

Having reviewed the Debtor's Motion and all papers submitted and filed in support thereof, the opposition filed by U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N; Natiostar Mortgage LLC as servicer, and the testimony on the record, and good cause appearing, and for the reasons stated on the

1 record,

2 **IT IS HEREBY ORDERED** that the Motion is DENIED.

3 ###

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

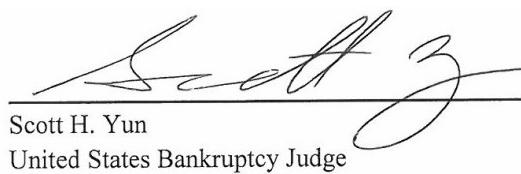
25

26

27

28

Date: April 7, 2016



Scott H. Yun
United States Bankruptcy Judge

CERTIFIED COPY

1 UNITED STATES BANKRUPTCY COURT
2 CENTRAL DISTRICT OF CALIFORNIA - RIVERSIDE
3 ---oo--
4 In Re:) Case No. 6:15-bk-10650-SY
5 ANTHONY PAUL MANRIQUE)
6 Debtor,) Chapter 11
7) Riverside, California
) Thursday, March 17, 2016
) 1:30 P.M.
-----)

8 DEBTOR'S MOTION TO RECONSIDER
9 ORDER DENYING OBJECTION TO
10 CLAIM #3 FILED BY U.S. BANK
11 NATIONAL ASSOCIATION

12 TRANSCRIPT OF PROCEEDINGS
13 BEFORE THE HONORABLE SCOTT YUN
14 APPEARANCES:
15 For Matthew Clark: GREG CAMPBELL, ESQ.
16 (Via Telephone) Aldridge Pite, LLP
17 1920 Main Street
 Suite #760
 Irvine, California 92614

18 For the Debtor: DANA M. DOUGLAS, ESQ.
19 11024 Balboa Boulevard, #431
 Granada Hills, California 91344

20 Court Recorder: Cynthia Jeanmarie
21 U.S. Bankruptcy Court
22 Central District of California
23 3420 Twelfth Street
 Riverside, California 92501-3819
24 (855) 460-9641

25 Proceedings produced by electronic sound recording;
 transcript produced by transcription service.

1 Court Transcriptionist: Ruth Ann Hager, C.E.T.**D-641
2 Ben Hyatt Certified Deposition
Reporters
3 17835 Ventura Boulevard, Suite 310
Encino, California 91316

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

Page

3

1 RIVERSIDE, CALIFORNIA, THURSDAY, MARCH 17, 2016

2 1:36 P.M.

3 --oo--

4 THE COURT: #2.00 on the calendar, Anthony Paul
5 Manrique. This is the debtor's motion to reconsider order
6 denying objection to claim #3 filed by U.S. Bank.

7 Appearances, please.

8 MR. CAMPBELL: Good afternoon, Your Honor. This
9 is Greg Campbell on the telephone on behalf of U.S. Bank
10 and Nationstar Mortgage.

11 THE COURT: Your name is Greg Campbell?

12 MR. CAMPBELL: Correct. Appearing for Matthew
13 Clark.

14 THE COURT: Okay. Mr. Manrique, can you come
15 forward? State your name.

16 MR. MANRIQUE: My name is Anthony Paul Manrique
17 and we're just waiting for our attorney. She's right
18 around the corner, I guess.

19 THE COURT: Okay. So Ms. Douglas is not here.
20 Not yet, and she's on the way.

21 MR. CAMPBELL: Yeah. She's out the door I guess
22 with the Court.

23 THE COURT: Okay. Mr. Campbell, Ms. Douglas is
24 not here yet but I think she's on the way, so we're going
25 to take a little break. We're going to go off the record

Page

4

1 and then we'll reconvene when Ms. Douglas gets here. All
2 right. So hang on --

3 MR. CAMPBELL: No problem. Thank you, Your
4 Honor.

5 THE COURT: Okay. All right. So we're going to
6 go off the record for a few minutes and we'll be -- we'll
7 come back on matter #2.00 when Ms. Douglas gets here.

8 MR. MANRIQUE: Thank you.

9 (Off the record.)

10 THE CLERK: Please be seated and come to order.
11 The court is again in session.

12 THE COURT: Good afternoon. We're back on the
13 record. Court's 1:30 p.m. calendar on March 17th, #2.00,
14 Anthony Paul Manrique.

15 MS. DOUGLAS: Good afternoon.

16 THE COURT: Am I pronouncing right at this time?

17 MS. DOUGLAS: Yes.

18 THE COURT: This is debtor's motion to reconsider
19 order denying rejection to claim.

20 MS. DOUGLAS: Yes, Your Honor. Thank you very
21 much. Dana M. Douglas for the debtor.

22 THE COURT: Good afternoon.

23 On the phone?

24 MR. MANRIQUE: Good afternoon, Your Honor. Greg
25 Campbell on behalf of U.S. Bank and Nationstar Mortgage.

Page

5

1 THE COURT: Good afternoon. So my general
2 tentative ruling is to deny, but I want to hear what both
3 parties have to say, so this is your client's motion, so
4 Ms. Douglas, go ahead.

5 MS. DOUGLAS: Your Honor, I appreciate that.
6 Even after the last hearing my sense was that your intent
7 was to deny the motion. But what the debtor is trying to
8 assert here is that there are sufficient deficiencies in
9 the pedigree of this loan. And while ordinarily what the
10 showing may have been sufficient to say, yes, there's a
11 claim here and at the moment they feel they hold it, we're
12 not convinced that that's the case and the debtor would
13 like to pursue that issue.

14 THE COURT: Okay. I will at length go over my
15 ruling eventually, but is there anything else that you wish
16 to state now or --

17 MS. DOUGLAS: No, we had asked the Court to take
18 judicial notice just of the recent ruling in regard to *Eva*
19 *Nova* (phonetic) because at the time of the last hearing my
20 general sense of one of your issues with this objection to
21 claim was whether the debtor had standing to make such an
22 objection. And I think that the *Eva Nova* decision does
23 address that particular issue. While he's not complaining
24 about a foreclosure sale that has already occurred, his
25 deficiencies that he's observed in the mortgage tracks

Page

6

1 somewhat the deficiencies of *Eva Nova* and for that reason
2 we would like to have it given for the consideration.

3 THE COURT: And I'm aware of the case. I read it
4 when it first came out. And I don't think anyone is
5 challenging the debtor's right to -- initially to have
6 objected to this claim, which happened in November or -- I
7 don't think anyone is challenging now that the debtor has
8 the right to bring this motion for reconsideration. The
9 California Supreme Court decision only goes to standing.

10 MS. DOUGLAS: Yes.

11 THE COURT: And I agree debtor inside of
12 bankruptcy/outside of bankruptcy as a borrower has standing
13 to raise those issues. You know, I have other issues with
14 respect to this motion, but why don't I hear from
15 Mr. Campbell first?

16 MR. CAMPBELL: Thank you, Your Honor. As stated
17 in our opposition, the motion to reconsider raises the same
18 argument, the same evidentiary objections that were either
19 raised in the prior hearing or could have been raised at
20 the prior hearing. The debtor thought the court had
21 committed a legal error or mistake in overruling the
22 objection to claim. The debtor should have filed the
23 timely appeal. Rather, the debtor chose to file a motion
24 under Rule 60(b) which has its own set of rules and, as we
25 stated in our opposition, this evidence really isn't new.

Page

7

1 That evidence was available prior to the hearing when it
2 was available prior to the bankruptcy even filed. The two
3 documents the debtor attached were available and the debtor
4 failed to claim why absent due diligence to only
5 discover -- be able to discover them now.

6 We disagree the evidence is such a magnitude that
7 it would change this court's ruling.

8 THE COURT: Um-hum.

9 MR. CAMPBELL: The creditor has already
10 established that the party is entitled to force the note
11 under state law and we obtained a proof of claim.

12 THE COURT: Okay. Anything else, Mr. Campbell?

13 MR. CAMPBELL: I would add that with respect to
14 allegations regarding misrepresentation or fraud the
15 debtor's motion failed to complete any elements of fraud.

16 THE COURT: Okay. Ms. Douglas, anything else?

17 MS. DOUGLAS: No, Your Honor. I don't have
18 anything new --

19 THE COURT: Okay.

20 MS. DOUGLAS: -- that I can offer.

21 THE COURT: Okay. So my tentative is to deny
22 this motion and, you know, I'm going to stick with the
23 tentative for a variety of reasons, both procedurally and
24 also substantively and -- so bear with me here. I didn't
25 write this down in any coherent notes, so I'm just going to

Page

8

1 sort of go through this one at a time.

2 One, overall I am a little bit confused and sort
3 of disappointed. Ms. Douglas, I know you are -- you -- I
4 have not met you before, before I became a judge, but I do
5 know you from other concerns. You're a lawyer. You have
6 been an outstanding consumer debtor (phonetic) lawyer in
7 southern -- in the Central District of California for many
8 years.

9 As I read the debtor's motion, I am very confused
10 and disappointed in the quality of the work. You don't
11 have to answer this, but I always get the sense that you
12 didn't write it; Mr. Manrique wrote it because there are
13 parts of this motion that is incomprehensible, does not
14 make sense. It doesn't even tell me what the argument is.
15 It just sort of rambles on and abruptly stops and moves on
16 to another argument.

17 So one of the things that I am doing as part of
18 this ruling is -- and I shouldn't have to do this because
19 Mr. Manrique is represented by counsel -- when you have *pro*
20 *se* debtors oftentimes courts very liberally construe
21 arguments and pleadings by *pro se* debtors. I really
22 shouldn't have to do that here because the debtor is
23 represented by a very experienced counsel. But in order
24 for me to really fully vet the debtor's motion and the
25 opposition I really feel like I have to read things

Page

9

1 liberally and broadly because a lot of the arguments don't
 2 make any sense to me. But with that, I'm going to give you
 3 my ruling one by one.

4 I just right off the bat, the only section of
 5 Rule 60(b) that the debtor really cites to is Rule 60(b)(6)
 6 which is sort of the catch-all provision, rather than
 7 specific sections that precedes (b)(6). And -- but yet
 8 debtor does go on and make arguments that appears to fall
 9 within other subsections.

10 So just on that basis I -- some judges may just
 11 deny this because the debtor's motion did not specifically
 12 cite to the appropriate ruling under 60(b). But once
 13 again, reading the debtor's motion very broadly and
 14 substantively I would still deny this motion. First, if I
 15 treat it, this says a motion for reconsideration under Rule
 16 60(b)(2) you need new discovery evidence. Newly discovered
 17 evidence has to be new that did not exist or the debtor was
 18 not aware of it, that could not have found it with
 19 reasonable diligence within the time that the debtor could
 20 have filed a motion for a new chil -- Rule 59(b).

21 As I look at these documents, the voluminous
 22 documents that the debtor has filed, these are Form AK's
 23 filed with the Securities and Exchange Commission, these
 24 documents are dated year 2007. And I'm well aware of the
 25 fact that the Securities and Exchange Commission has a

Page	10
------	----

1 website EDGAR. It's free. You don't even have to pay any
 2 money, unlike PACER. These documents were available since
 3 2007, so it's really hard for me to believe that the debtor
 4 could not have discovered these documents -- could not have
 5 discovered these documents with reasonable due diligence
 6 within the time period required under -- for -- to move for
 7 a new trial under Rule 59(b).

8 But even if -- and that's not true. As I look at
 9 these Form AK's that the debtor has submitted as Exhibit A
 10 and B and reading the debtor's argument, the argument
 11 doesn't make any sense. The debtor just -- debtor really
 12 doesn't tell me why these documents are important or why it
 13 would have altered the outcome. Debtor just sort of refers
 14 to various sections of the AKs in Exhibit A and B and it
 15 goes -- and I think specifically debtor emphasizes that the
 16 cutoff date for the Securities agent was sometime in
 17 August. One is August 1, 2007; another one is August 31,
 18 2007. When I look at the promissory note that we have
 19 here, it's dated June 2007.

20 I think the argument that is being raised in
 21 state court that the California Supreme Court only ruled on
 22 the standing issue, not on the substantive issue, the
 23 merit. The argument could be that by the mortgage
 24 securities agent's own documents, the securitization closed
 25 on August 1, 2007, and if the promissory notes are dated

Page

11

1 after August 1, 2007 by their own documents, this
2 promissory note could not have been part of the
3 securitization.

4 But here, the promissory note is June 2007. It
5 predates the closing of the securitization. So -- and the
6 debtor never really says why I should look at these
7 arguments. So once again, I'm reading these very broadly
8 and trying to come up with argument that the debtor didn't
9 really say in the motion. But if that's the argument, the
10 debtor fails, too. Even if these are newly discovered
11 evidence that the debtor could not have gained access to
12 with reasonable due diligence, on the substance this
13 doesn't make any sense. So I --

14 MS. DOUGLAS: The debtor's argument is that --

15 THE COURT: And -- um-hum.

16 MS. DOUGLAS: -- they weren't transferred to the
17 entity until the period closed -- had already closed.

18 THE COURT: Well --

19 MS. DOUGLAS: And that's why they don't.

20 THE COURT: Um-hum.

21 MS. DOUGLAS: That's why the claim fails.

22 THE COURT: Right. But if that's the argument
23 the motion doesn't say it. And there's no other evidence
24 that the debtor has presented as part of this motion for
25 reconsideration to show me, even though the promissory note

Page

12

1 is dated June 2007, when it was acquired.

2 MS. DOUGLAS: The problem is that we had reviewed
 3 that information in the objection itself showing that the
 4 transfers and the assignments didn't occur until well after
 5 that time.

6 THE COURT: Once again, substantively the debtor
 7 is wrong. The deed of trust was not assigned until a later
 8 date, but the promissory note could have been. And I don't
 9 know today sitting here right now before August 1, 2007
 10 whether or not this promissory note was transferred into
 11 the securitization. I don't know that. It is the debtor's
 12 burden to prove to me it was or was not transferred to the
 13 securitization. Debtor -- there's no evidence here
 14 whatsoever neither in the objection to claim or today in
 15 the motion for reconsideration to show me whether or not in
 16 that promissory note -- this promissory note was
 17 transferred to the securitization trust. Only thing the
 18 debtor is arguing is the assignment of the deed of trust
 19 and that's just different.

20 MS. DOUGLAS: The problem is that there is no
 21 evidence that the note ever transferred to the entity that
 22 claims it. That is the problem.

23 THE COURT: Well, that is the debtor's problem
 24 but it's not my problem or U.S. Bank's problem. The proof
 25 of claim has proven facia valid, so there is a presumption

Page

13

1 of validity. It is the debtor's burden to prove to me why
 2 it -- it's not valid. Debtor can't just say because
 3 there's no evidence the securitization acquired this
 4 promissory note before August 1, 2007, it's not valid.
 5 That's not how this works. The debtor has to have evidence
 6 to rebut the presumption in the proof of claim that U.S.
 7 Bank has the right to assert a claim, that it is the
 8 beneficiary, and this note was properly acquired by the
 9 securitization trust.

10 You know, debtor has to show me something, some
 11 evidence to indicate the promissory note was not
 12 transferred by the closing of the securitization or that
 13 some other lender today is asking the debtor to pay money.
 14 And I have seen no evidence of that either in connection
 15 with the objection to claim or in connection with this
 16 motion for reconsideration. I've said this over and over
 17 again. If the debtor can show me invoices from someone
 18 else asking him, pay your mortgage to me rather than U.S.
 19 Bank or Nationstar as a servicer --

20 MS. DOUGLAS: You have said that. I agree.

21 THE COURT: -- I would be very happy to consider
 22 the debtor's argument, but there's nothing here. So o
 23 procedurally under Rule 60(b)(2) I don't think these are
 24 newly discovered evidence. I think these documents existed
 25 as of 2007. They are publicly available for free on the

Page

14

1 Securities and Exchange Commission's website, so they're
 2 not newly discovered evidence.

3 And also, substantively even if I would consider
 4 it, you know, they're not newly discovered. I don't think
 5 the debtor exercised due diligence in discovering this and
 6 the newly discovered evidence must be of such magnitude
 7 that production of it earlier would have likely changed the
 8 outcome. It would not have changed the outcome. Even if I
 9 saw these documents from the very beginning on the
 10 objection to claim hearing, I -- my decision would not
 11 change because these documents don't say anything to me
 12 other than the closing date was August 1, 2007. The other
 13 one was August 31, 2007. Promissory note is dated June
 14 2007.

15 MS. DOUGLAS: The debtor is asking your
 16 permission to speak to you.

17 THE COURT: No.

18 MS. DOUGLAS: On the record.

19 THE COURT: No.

20 MS. DOUGLAS: May I have -- may I have a moment?

21 THE COURT: Well, I -- no, I'm giving my ruling.

22 MS. DOUGLAS: Okay.

23 THE COURT: And then you'll have an opportunity
 24 to speak.

25 MS. DOUGLAS: Okay.

Page

15

1 THE COURT: So I'm denying this both procedurally
2 and substantively under Rule 60(b)(2).

3 On 60(b)(3), misrepresentation by the opposing
4 party, here once again the debtor really doesn't say there
5 is grounds to reconsider my original ruling based on
6 misrepresentation by the creditor. Once again, I have to
7 read this motion very broadly and I have to sort of
8 formulate an argument for the debtor. And I guess what the
9 debtor is arguing is that U.S. Bank should have disclosed
10 these AKs as part of the proof of claim, that failing to do
11 so is fraud or misrepresentation.

12 Well, one, there is no requirement. U.S. Bank
13 had to attach these documents to the proof of claim. Rule
14 3001 specifies what a secured creditor with a claim against
15 a debtor's principal residence has to provide in its proof
16 of claim and here U.S. Bank or Nationstar as its servicer
17 met all the requirements, provided all the documents
18 necessary to support its claim.

19 So failing to attach these AKs was not a fraud
20 upon the Court --

21 MS. DOUGLAS: Right.

22 THE COURT: -- because there was no requirement
23 to attach them. 60 -- so I'm overruling -- denying the
24 debtor's motion to 60(b)(3).

25 I can also maybe think debtor is asking for

Page

16

1 reconsideration under Rule 60(b) inadvertent mistake. Once
 2 again, debtor doesn't say this is what the debtor is asking
 3 for, never cites Rule 60(b)(1), so I'm once again going to
 4 go out of my way, broadly interpret and read the debtor's
 5 motion that there might have been some confusion or mistake
 6 or that the Court made a mistake. But the problem with
 7 this argument, 60(b)(1), there was no technical mistake,
 8 there was no error in the ruling. The order denying the
 9 objection to claim was exactly what I ordered. There was
 10 no error by the Court, there was no error by the clerk's
 11 office. I guess the debtor is arguing that the original
 12 ruling was so bad that I erred that that's grounds for
 13 motion for reconsideration.

14 Well, there's a problem with that. If that was
 15 the debtor's position, Mr. Manrique should have just filed
 16 an appeal. The deadline to appeal is gone now. Filing
 17 this motion does not reopen the deadline to appeal, does
 18 not extend or toll the deadline to appeal. That's gone.
 19 That order is now final. The arguments that the debtor
 20 seems to be raising in his motion for reconsideration he
 21 should have raised it in an appeal and, you know, frankly,
 22 you know, I don't think there was any mistake. And for
 23 example, I think debtor still disagrees with me that this
 24 variable note is a negotiable instrument.

25 MS. DOUGLAS: That is true.

Page

17

1 THE COURT: I am not persuaded that I was wrong;
2 that I'm still right. I believe I'm right. If you think
3 I'm wrong, you should have appealed. You didn't. Now you
4 lost that opportunity to ask the District Court or the BAP
5 to determine whether I was wrong. I think the debtor is
6 upset about some evidentiary objections that I ruled upon
7 at the initial hearing on the objection to claim. Once
8 again, I ruled on those evidentiary objections. If the
9 debtor thought I was wrong, the proper course of action
10 should have been to appeal those rulings. Now the deadline
11 to appeal has lapsed and now you're stuck with my
12 evidentiary rulings.

13 But in any event, I don't think I'm wrong on
14 those evidentiary rulings anyway. I mean, Mr. Manrique I
15 think is slightly confused about what I ruled on and he
16 thinks I ruled that the promissory note was itself a self-
17 authenticating document. That was not my ruling. I ruled
18 that the deed of trust and the assignment of deed of
19 trust --

20 MS. DOUGLAS: It was our understanding --

21 THE COURT: -- were --

22 MS. DOUGLAS: -- that you had ruled that the note
23 was a transferrable document and because of the variability
24 and the fact that the full amount owed by its own admission
25 is not known and well changed, that's what --

Page

18

1 THE COURT: That's not an evidentiary ruling.

2 That was just a ruling --

3 MS. DOUGLAS: No, that is correct.

4 THE COURT: -- on --

5 MS. DOUGLAS: That was just a ruling.

6 THE COURT: -- the law of negotiable instruments
7 under California law. What I did rule based on the
8 evidentiary objection was the assignment of deed of trust
9 and the deed of trust. I think the debtor filed that
10 evidentiary objection on U.S. Bank's client's declaration
11 which had attached assignment of deed of trust evidencing
12 that U.S. Bank is now the proper party in interest to
13 assert this claim. And then my view is, one, I overruled
14 the evidentiary objection as to the declaration
15 authenticating it because I found that declaration to be a
16 declaration that's admissible by a custodian of record.

17 But in any event, the assignment of deed of trust
18 as a publicly-recorded document under California law is
19 itself a self-authenticating document and even if the
20 declaration would be stricken, which I didn't do, that I
21 could just look at the assignment of deed of trust itself
22 as a publicly-recorded document and take judicial notice of
23 that.

24 Debtor, once again, raised some other evidentiary
25 objections in connection with the motion for

Page

19

1 reconsideration -- I mean, not raise it but rehash some of
2 the arguments and, like I said, that train has already left
3 the station. I already ruled on that evidentiary objection
4 and it's too late. That hearing will -- was in November.
5 I ruled we're moving on. I'm not ruling on these
6 evidentiary objections again. Either one way or another,
7 they are immaterial for purposes of the motion for
8 reconsideration today. But as I reviewed these evidentiary
9 objections, I -- you know, if I have to rule on it today,
10 if today was a hearing in the objection to claim, I would
11 overrule most of that just because the debtor disputes
12 certain allegations in a declaration does not make it
13 inadmissible. Just because debtor says it's incompetent or
14 there's, you know, lack of foundation, I have no idea
15 how -- why or how Mr. Manrique would know whether or not
16 this declaration has personal knowledge or is not the right
17 person to testify. How would he know?

18 There's no deposition transcript showing me that
19 Mr. Manrique had an opportunity to depose the declarant and
20 there's some evidentiary support or factual support that
21 would support his claim that declarant is not the right
22 person to declare it, that there is lack of foundation, the
23 person doesn't have knowledge. Just because he disagreed
24 doesn't make it so. If there was a deposition of U.S.
25 Bank's declarants showing that this declarant really didn't

Page

20

1 know anything, had not reviewed the files and was not
2 actually the right person to make the declaration, maybe
3 there was some credibility in that argument, but in any
4 event, that doesn't -- that's not the case here.

5 And finally, Rule 60(b)(6), that's really the
6 only -- technically the only thing that the debtor argued
7 that any other reason that justified relief. The problem
8 is the Ninth Circuit has interpreted Rule 60(b)(6) as being
9 a completely different argument than the preceding
10 subsection under Rule 60(b).

11 So it has to be something different, independent
12 basis or a motion for reconsideration, not inadvertence or
13 mistake, not newly discovered evidence, not
14 misrepresentation by opposing side. I just don't know what
15 other argument that the debtor is making here. But if
16 debtor under Rule 60(b)(6) is raising all of the other
17 arguments that I've already gone through, which I think fit
18 better under 60(b)(2), 60(b)(3), 60(b)(1), that my ruling
19 would be the same.

20 I don't think there is any basis for a motion for
21 reconsideration here. But, you know, really the thing that
22 troubled me the most about this motion is the fact that
23 other than the two AKs that are attached as Exhibit A and B
24 to Mr. Manrique's declaration in support of the motion for
25 reconsideration, every other argument in the motion for

Page

21

1 reconsideration are really rehashing the argument that were
 2 raised or should have been raised in connection with the
 3 original objection to claim. I've already ruled on it.
 4 Don't like it. You disagree with it. You should have
 5 appealed it. There is no appeal. The deadline to appeal
 6 has lapsed, so there's -- I don't know if there's anything
 7 more that I can say about that today other than the fact
 8 that a motion for reconsideration is an improper procedure
 9 to try to preserve issues for appeal.

10 So that's sort of my ruling. I'm going to deny
 11 this motion. And as I've said several times, I see this
 12 types of argument by debtors all the time. And I just told
 13 the debtor yesterday she had missed 101 payments. She was
 14 fighting a motion for relief from stay and she raised the
 15 same arguments almost identical to this. "I don't know who
 16 this lender is. I borrowed money from Countrywide. I
 17 understand Countrywide became B of A. I have no idea who
 18 this servicer is and we don't think this trust is a valid
 19 entity that can hold promissory notes," a lot of the same
 20 arguments that I share -- that I'm hearing from Mr.
 21 Manrique today and I heard in connection with the objection
 22 to claim.

23 I told her and I told Mr. Manrique before, if
 24 U.S. Bank is not the lender, who is it? If you don't know
 25 who the lender is and no one else is asking for payment,

Page

22

1 why do you believe U.S. Bank is not the lender? I don't
2 know. I don't know the answer to that question, but I'm
3 always, you know, sort of -- I always ask this question to
4 the debtors. The debtors don't know either. The debtors
5 don't know the answer to that either.

6 MS. DOUGLAS: He actually has very, very definite
7 reasons why he doesn't believe that they -- it belongs to
8 them. And if you would give me just one quick --

9 THE COURT: Sure. Go ahead.

10 MS. DOUGLAS: -- moment to --

11 THE COURT: Sure. Go right ahead.

12 (Pause)

13 All right. Ms. Douglas, let's go ahead.

14 MS. DOUGLAS: I apologize, Your Honor. The
15 issue, quite frankly, is that although I haven't seen them,
16 the debtor has evidenced that the note that the SEC
17 received is not endorsed, whereas Countrywide or -- yes,
18 Countrywide has produced a note that is endorsed.
19 Countrywide is gone. He's apparently had numerous
20 conversations with the SEC regarding the trust. The
21 problem is that evidence is not here. And I don't know a
22 mechanism to get it here at this point.

23 THE COURT: There's nothing that I can do or
24 Mr. Manrique can do or U.S. Bank can do about that. All
25 I'm doing -- in fact, in my ruling on the objection to

Page

23

1 claim and my ruling on today's motion for reconsideration
2 is not a legal determination that U.S. Bank is the lender
3 or that U.S. Bank, all of the transfers that took place,
4 that gave U.S. Bank the right to file a proof of claim here
5 and assert itself as a creditor -- a secured creditor in
6 this case, I'm not making any legal determination that what
7 they did is correct. I'm just saying as -- for purposes of
8 this bankruptcy that U.S. Bank has -- that proof of claim
9 has a presumption of validity at the objection to claim
10 hearing debtor did not produce sufficient evidence to
11 really shift the burden back to the U.S. Bank, which is why
12 I denied the objection to claim. And today I'm for the
13 most part denying this motion for reconsideration on
14 procedural grounds, that this is improper, that under Rule
15 6(b) this motion does not meet any of the requirements. I
16 don't think it's timely under (6)(b). Doesn't meet any of
17 the other -- the subsections under (b).

18 Rule 60(b), that gives the debtor the right for a
19 motion for reconsideration. A lot of the arguments are
20 just rehashing of the arguments that were already raised
21 and I ruled upon in the objection to claim. And I think
22 the type of argument that the debtor is raising are exactly
23 the type of argument that is in the California Supreme
24 Court case that has been remanded back to trial court that
25 they are going to litigate.

Page

24

1 MS. DOUGLAS: Yes.

2 THE COURT: And it could very well be that the
3 borrower in that case may prevail and if the borrower in
4 that case prevails, it may open a new avenue for borrowers
5 to pursue that type of litigation. But until that happens,
6 the existing state of law in California on this type of
7 dispute does not look favorable to the debtor. But, you
8 know, my ruling on the motion -- denying the motion for
9 reconsideration today is not an adjudication of the
10 underlying merits, the debtor's argument. And if the
11 debtor is correct -- and, in fact, you know, in that case I
12 forget -- Ivanhoe?

13 MS. DOUGLAS: Eva Nova.

14 THE COURT: Eva Nova. The debtor was already
15 foreclosed.

16 MS. DOUGLAS: Yes.

17 THE COURT: The debtor -- the borrower in that
18 case is suing for wrongful foreclosure.

19 MS. DOUGLAS: Right.

20 THE COURT: So even after you lose your house you
21 have a legal right to litigate. Here, you know,
22 Mr. Manrique can propose a plan, pay U.S. Bank. Ultimately
23 if Eva Nova case opens an avenue that allows him and other
24 borrowers to sue their lenders for improperly collecting
25 mortgage payments or foreclosing he can't because --

Page

25

1 MS. DOUGLAS: I know that. This is not --

2 THE COURT: Right. This is not --

3 MS. DOUGLAS: -- defeating that. It's just a
4 claim --

5 THE COURT: Right.

6 MS. DOUGLAS: -- in the bankruptcy.

7 THE COURT: Right. Mr. Manrique has his rights
8 and, you know, rather than pursuing his claim here before a
9 bankruptcy judge on what mostly is a state court claim,
10 there Mr. Manrique can sue in Superior Court or maybe wait
11 for *Eva Nova* case to go to trial in state court and see how
12 things turn out.

13 MS. DOUGLAS: Exactly.

14 THE COURT: So I'm not a lawyer anymore. I can't
15 advise Mr. Manrique, but for today I'm just denying his
16 motion for reconsideration. I'm not ruling that U.S. Bank
17 did everything right or properly. I'm not foreclosing the
18 debtor's rights to challenge this in some other way or
19 venue. He just can't litigate this in the context of an
20 objection to claim.

21 MS. DOUGLAS: And I --

22 THE COURT: And it's not before me.

23 MS. DOUGLAS: And I appreciate that clarity, Your
24 Honor.

25 THE COURT: Sure. So the motion is denied.

Page

26

1 Mr. Campbell, if you can just prepare a very
2 quick order.

3 MR. CAMPBELL: No problem, Your Honor. Thank
4 you.

5 THE COURT: Okay. All right. Anything else for
6 today?

7 MS. DOUGLAS: No, Your Honor. We have the status
8 conference coming up, then a plan due to be filed in about
9 40 days, so we have plenty ahead of us.

10 THE COURT: Sure. Great. All right. That
11 concludes the Court's 1:30 p.m. calendar. We can go off
12 the record.

13 MS. DOUGLAS: Thank you, Your Honor.

14 (End at 2:27 p.m.)

15 * * * * *

16 I certify that the foregoing is a correct
17 transcript from the electronic sound recording of the
18 proceedings in the above-entitled matter.

19
20 
21

Date: 4/18/2016

22 RUTH ANN HAGER, C.E.T.**D-641
23
24
25

O
JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

IN RE ANTHONY PAUL MANRIQUE

Case No.: ED CV 16-0708-DOC

ORDER DENYING APPEAL OF
BANKRUPTCY COURT'S ORDERS

1 Before the Court is Anthony Paul Manrique's ("Manrique" or "Appellant") Appeal of
 2 the Bankruptcy Court's Order Overruling Debtor's Objection to Proof of Claim No. 3 Filed by
 3 U.S. Bank National Association and the Bankruptcy Court's Order Denying Debtor's Motion to
 4 Reconsider Order Denying Claim Objection (Dkt. 1). Pursuant to Bankruptcy Rule 8019, the
 5 Court heard oral argument on November 16, 2016. The Court DENIES the Appeal.

6 **I. BACKGROUND**

7 On June 27, 2007, Appellant and Alisa Arlene Manrique obtained a loan ("Loan") in the
 8 principal amount of \$388,000.00 from Country Wide Loan, Inc. Opening Br. Appendix ("Op'n.
 9 Br. App'x") (Dkt. 14) at 80.¹ On January 26, 2015, Manrique filed for voluntary Chapter 11.
 10 Opening Br. App'x, Ex. 1. On March 6, 2015, U.S. Bank National Association ("U.S. Bank" or
 11 "Appellee") filed a proof of claim. Reply Brief, Ex. A. In that Proof of Claim, U.S. Bank made
 12 a claim for \$492,647.50 against the bankruptcy estate. *See id.* As part of the Proof of Claim,
 13 U.S. Bank provided documentation to show that the deed of trust for the Loan had been
 14 transferred to them. *See id.* at 41–42.

15 On July 27, 2015, Manrique filed Objection to Proof of Claim No. 3 Filed by U.S. Bank
 16 National Association ("Objection"). *Id.* at 45. As relevant here, Manrique argued that (1) the
 17 proof of claim stated U.S. Bank was entitled to payments that Manrique had already made; (2)
 18 U.S. Bank failed to "provide a requested accounting of the life of the loan that would enable
 19 Debtor to be certain of the amounts claimed as principal and interest on the loan;" and (3) U.S.
 20 Bank failed to establish conclusively who actually owned the note and deed of trust. *Id.* at 46.

21 U.S. Bank filed their Response to Manrique's objections on September 23, 2015. Op'n.
 22 Br. App'x at 110. Manrique filed his Reply to U.S. Bank's Response on October 15, 2015. *Id.*
 23 at 172. On October 29, 2015, the Bankruptcy Court held a hearing on Manrique's Objection, *id.*
 24 at 273, and on November 16, 2015 the Bankruptcy Court entered an Order Overruling it, *id.* at
 25 269.

26
 27 ¹ Appellant filed "Exhibits." However, through no fault of Appellant's, it is difficult to locate each exhibit as many of the
 28 documents have been marked as exhibits previously and contain numerous exhibits themselves. For ease of reference, the
 Court will refer to Exhibits to the Opening Brief as an Appendix and will use the Bates numbers in the lower right hand
 corner as the page numbers wherever possible. In some instances, the Court will refer to Exhibits because the pages are
 unnumbered.

1 On January 15, 2016, Appellant filed a Motion for Reconsideration of the Court’s Order
 2 Overruling Manrique’s Objection. *Id.* at 285. In that Motion, Manrique argued primarily that
 3 U.S. Bank had failed to prove that they owned the Deed of Trust.

4 On March 3, 2016, U.S. Bank filed its Opposition to the Motion for Reconsideration. *Id.*
 5 at 1735. On March 15, 2016, Manrique filed a Request for Judicial Notice in Support of the
 6 Motion for Reconsideration, attaching a California Supreme Court case, *Yvanova v. New*
 7 *Century Mortgage Corporation*, 62 Cal. 4th 919 (2016). *Id.* at 1778–1810. U.S. Bank objected
 8 to the Request for Judicial Notice on the grounds that the filing was late, and that *Yvanova* was
 9 irrelevant to the arguments raised in Manrique’s Request for Judicial Notice. *Id.* at 1815–16.
 10 On April 7, 2016, the Bankruptcy Court denied Appellant’s Motion for Reconsideration. *Id.* at
 11 1824–25.

12 On April 14, 2016, Manrique appealed the Bankruptcy Court’s Order Overruling
 13 Debtor’s Objection to Proof of Claim No. 3 Filed by U.S. Bank National Association and the
 14 Bankruptcy Court’s Order Denying Debtor’s Motion to Reconsider Order Denying Claim
 15 Objection to this Court. Notice of Appeal (Dkt. 1). Appellant filed his Opening Brief on July
 16 13, 2016 (Dkt. 14). Appellee filed its Reply Brief on September 12, 2016 (Dkt. 18). Appellant’s
 17 Reply was due on or before September 26, 2016. *See Fed. R. Bankr. P.* 8018. No Reply was
 18 forthcoming from Appellant.

19 II. LEGAL STANDARD

20 “A bankruptcy court’s denial of a motion for reconsideration is reviewed for an abuse of
 21 discretion.” *In re Negrete*, 183 B.R. 195, 197 (B.A.P. 9th Cir. 1995), *aff’d*, 103 F.3d 139 (9th
 22 Cir. 1996). In the Ninth Circuit, there is a two part test to determine whether a court abused its
 23 discretion. *United States v. Hinkson*, 585 F.3d 1247, 1261–62 (9th Cir. 2009); *see also In re*
 24 *Marciano*, 459 B.R. 27, 34 (B.A.P. 9th Cir. 2011), *aff’d*, 708 F.3d 1123 (9th Cir. 2013)
 25 (applying the two part test to determine if a bankruptcy court abused its discretion). First, an
 26 appellate court looks to determine if the lower court applied the correct legal standard. *See*
 27 *Hinkson*, 585 F.3d at 1261–62. Second, the appellate court determines if the application of the
 28 legal standard was “(1) ‘illogical,’ (2) ‘implausible,’ or (3) without ‘support in inferences that

1 may be drawn from the facts in the record.”” *Id.* at 1292 (citing *Anderson v. City of Bessemer*
 2 *City, N.C.*, 470 U.S. 564, 577 (1985)).

3 III. DISCUSSION

4 As an initial matter, the Court notes that Manrique’s appeal of the Bankruptcy Court’s
 5 Order Denying the Claim Objection is time-barred. All appeals of Bankruptcy orders must be
 6 filed within fourteen days of their issuance. Fed. R. Bankr. P. 8002(a)(1). The Order Denying
 7 Claim Objection was issued in 2015, and Appellant did not file his notice of appeal until April
 8 2016. Appellants appeal is not timely. Although initially technically represented by an attorney,
 9 the Court believes Appellant has large had to represent himself. The Court appreciates it is
 10 difficult to navigate the bankruptcy rules of procedure without good advice from counsel.
 11 However, “[t]he provisions of Bankruptcy Rule 8002 are jurisdictional; the untimely filing of a
 12 notice of appeal deprives the appellate court of jurisdiction to review the bankruptcy court’s
 13 order.” *In re Mouradick*, 13 F.3d 326, 327 (9th Cir. 1994). Therefore, the Court cannot review
 14 the Order Denying the Claim Objection and will review only the Bankruptcy Court’s Order
 15 Denying the Motion for Reconsideration.

16 A motion for reconsideration in the bankruptcy context is construed as a motion for
 17 relief from a judgment or order under Federal Rule of Civil Procedure Rule 60. *In re Negrete*,
 183 B.R. at 197. Rule 60(b) reads:

19 (b) Grounds for Relief from a Final Judgment, Order, or Proceeding. On
 20 motion and just terms, the court may relieve a party or its legal
 21 representative from a final judgment, order, or proceeding for the following
 22 reasons:

- 23 (1) mistake, inadvertence, surprise, or excusable neglect;
- 24 (2) newly discovered evidence that, with reasonable diligence, could
 25 not have been discovered in time to move for a new trial under Rule
 26 59(b);
- 27 (3) fraud (whether previously called intrinsic or extrinsic),
 28 misrepresentation, or misconduct by an opposing party;

- (4) the judgment is void;
- (5) the judgment has been satisfied, released or discharged; it is based on an earlier judgment that has been reversed or vacated; or applying it prospectively is no longer equitable; or
- (6) any other reason that justifies relief.

In his Motion for Reconsideration, Manrique contended (1) that the Loan note was not a negotiable instrument; (2) that the Bankruptcy Court considered evidence that was not properly admissible; (3) the Bankruptcy Court improperly took judicial notice of documents; and (4) U.S. Bank failed to show that it was owed the debt, and therefore should not be able to seek to collect the debt. *Id.* at 285–301. Manrique also sought to introduce additional documents to support his arguments.

Although at the time of the Motion for Reconsideration Manrique was nominally represented by counsel, the bankruptcy court read the Motion with the same kind of liberality used in reading *pro se* filings. Op'n. Br. App'x at 1850. The bankruptcy court noted that Manrique cited only Rule 60(b)(6) in his Motion, but the court considered arguments that Manrique might have intended to raise with respect to 60(b)(1), (2), and (3) as well.

As to any Rule 60(b)(1) argument that there was some sort of “mistake, inadvertence, surprise, or excusable neglect,” the court found Manrique had failed to identify any mistake. *Id.* at 1858. Further, the Court found that to the extent Manrique was asserting generally that the court’s decision was flawed, the proper avenue for relief was an appeal, not motion for reconsideration filed months later. *Id.* See also *In re Negrete*, 183 B.R. at 198 (upholding a denial of a motion for reconsideration where the appellant merely challenged the substance of the original ruling.).

Manrique sought to introduce two documents filed with the Securities and Exchange Commission. The court found that under 60(b)(2) this evidence was not “newly discovered evidence that, with reasonable diligence, could not have been discovered” before the filing of the original Objection. *Id.* at 1853. These documents had been freely accessible to the public for many years, and the court determined Manrique should reasonably have known about them at

1 the time of the Objection. *Id.* Further, the court found that Manrique had not explained how the
 2 documents would affect the court's ruling. Manrique made no argument to explain why he had
 3 been unable to unearth these documents before then. *See id.* at 290–93.

4 The court found that under Rule 60(b)(3), Manrique had failed to identify any fraudulent
 5 activity by U.S. Bank. *Id.* at 1857. Instead, the Court found that Manrique appeared to suggest
 6 that U.S. Bank ought to have attached additional documents, even though there was no
 7 requirement under the relevant rule that U.S. Bank do so. *Id.* at 1857 (citing Fed. R. Bankr. P.
 8 3001).

9 Finally, the court found that as to Manrique's Rule 60(b)(6) argument, Manrique had
 10 failed to raise an argument that was separate from Rule 60(b)'s other subsections and would
 11 therefore warrant relief under Rule 60(b)(6). *See In re Negrete*, 183 B.R. at 197 (“Relief from
 12 judgment for ‘any other reason’ under Fed. R. Civ. P. 60(b)(6) should be limited only to
 13 exceptional or extraordinary circumstances, and the moving party bears the burden of
 14 establishing the existence of such circumstances.”).

15 As to the first prong of the abuse of discretion standard, the Court is satisfied that the
 16 bankruptcy court properly identified the applicable legal standard. The bankruptcy court
 17 specifically cited the Rule 60(b) standard and correctly identified the tests for each sub-part.
 18 *See Op'n. Br. App'x at 1851–68.* Indeed, Appellant does not appear to argue that that the
 19 bankruptcy court failed to apply the correct legal standard.

20 Further, the Court does not find that any of the bankruptcy court's determinations were
 21 illogical, implausible, without support in inferences that may be drawn from the facts in the
 22 record. The Court agrees with the bankruptcy court's conclusion that many of these arguments
 23 can only appropriately be raised on direct appeal and that the remaining arguments do not
 24 warrant overturning the bankruptcy court's order.

25 In his Opening Brief, Manrique largely focuses on the issue of whether U.S. Bank owns
 26 the deed of trust and note, and cites *Yvanova*, 62 Cal. 4th at 938, in support of his argument. *See*
 27 *generally*, Op'n. Br. However, these issues are not properly before this Court, so the Court will
 28 not review the bankruptcy court's findings on these matters.

1 Accordingly, the Court AFFIRMS the bankruptcy court's Order Denying Debtor's
2 Motion to Reconsider Order Denying Claim Objection.

3 **IV. DISPOSITION**

4 Manrique's appeal of the Bankruptcy Court's Orders is DENIED. The Clerk shall serve
5 this minute order on the parties.

6 *David O. Carter*
7

8 DAVID O. CARTER
9 UNITED STATES DISTRICT JUDGE

10 DATED: November 18, 2016
11

12 cc Bankruptcy Court and BAP
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

APLDIST, APPEAL

**U.S. Bankruptcy Court
Central District of California (Riverside)
Bankruptcy Petition #: 6:15-bk-10650-SY**

Assigned to: Scott H. Yun
Chapter 11
Voluntary
Asset

Date filed: 01/26/2015
Plan confirmed: 04/10/2017
341 meeting: 02/24/2015
Deadline for filing claims: 05/26/2015
Deadline for objecting to discharge: 04/27/2015

Debtor

Anthony Paul Manrique
718 Silverwood Ave.
Upland, CA 91786
SAN BERNARDINO-CA
SSN / ITIN: xxx-xx-2822
aka Anthony Manrique

represented by **Dana M Douglas**

11024 Balboa Blvd #431
Granada Hills, CA 91344
818-360-8295
Fax : 213-270-9456
Email: dmddouglas@hotmail.com

U.S. Trustee

United States Trustee (RS)
3801 University Avenue, Suite 720
Riverside, CA 92501-3200
(951) 276-6990

represented by **Abram Feuerstein, esq**

Office of US Trustee
3801 University Avenue
St 720
Riverside, CA 92501
951-276-6975
Fax : 951-276-6973
Email: abram.s.feuerstein@usdoj.gov

Mohammad Tehrani

3801 University Ave Ste 720
Riverside, CA 92501
951-276-6990
Fax : 951-276-6973
Email: Mohammad.V.Tehrani@usdoj.gov

Filing Date	#	Docket Text
01/26/2015	<u>1</u> (17 pgs; 3 docs)	Chapter 11 Voluntary Petition. Fee Amount \$1717 Filed by Anthony Paul Manrique Summary of Schedules (Form B6 Pg 1) due 02/9/2015. Schedule A (Form B6A) due 02/9/2015. Schedule B (Form B6B) due 02/9/2015. Schedule C (Form B6C) due 02/9/2015. Schedule D (Form B6D) due 02/9/2015. Schedule E (Form B6E) due 02/9/2015. Schedule F (Form B6F) due 02/9/2015. Schedule G (Form B6G)

		due 02/9/2015. Schedule H (Form B6H) due 02/9/2015. Schedule I (Form B6I) due 02/9/2015. Schedule J (Form B6J) due 02/9/2015. Declaration Concerning Debtors Schedules (Form B6) due 02/9/2015. Statement of Financial Affairs (Form B7) due 02/9/2015. Statement (Form B22B) Due: 02/9/2015. Statistical Summary (Form B6 Pg 2) due 02/9/2015. Disclosure of Compensation of Attorney for Debtor (Form B203) due 02/9/2015. Debtor Certification of Employment Income due by 02/9/2015. Incomplete Filings due by 02/9/2015. (Douglas, Dana) WARNING: Item subsequently amended by docket entry No 4. List of Creditors Holding the 20 Largest Unsecured Claims (Official Form B4) (chapter 9 and 11 cases only) is due 1/30/2015. [FRBP 1007(d); LBR 10021] Modified on 1/27/2015 (Davies-harris, Wanda). WARNING: Case is not deficient for: List of Creditors Holding 20 Largest Unsecured Claims. Modified on 1/28/2015 (Sandoval, Rosanna). (Entered: 01/26/2015)
01/26/2015	<u>2</u>	Statement of Social Security Number(s) (Official Form B21) Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 01/26/2015)
01/26/2015		Receipt of Voluntary Petition (Chapter 11)(6:15-bk-10650) [misc,volp11] (1717.00) Filing Fee. Receipt number 39033019. Fee amount 1717.00. (re: Doc# <u>1</u>) (U.S. Treasury) (Entered: 01/26/2015)
01/27/2015	<u>3</u> (1 pg)	Notice of Dismissal of Case If Required Documents Are Not Filed Within 72 Hours (BNC) . (Davies-harris, Wanda) WARNING: Issued in error, case is not deficient for: List of Creditors Holding 20 Largest Unsecured Claims. Deadline for this document has been terminated. Modified on 1/28/2015 (Sandoval, Rosanna). (Entered: 01/27/2015)
01/27/2015	4	Notice to Filer of Correction Made/No Action Required: Incorrect schedules /statements recorded as deficient. THE PROPER DEFICIENCY HAS BEEN ISSUED. (RE: related document(s) <u>1</u> Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) (Davies-harris, Wanda) (Entered: 01/27/2015)

01/29/2015	<u>5</u> (2 pgs)	Meeting of Creditors 341(a) meeting to be held on 2/24/2015 at 02:30 PM at RM 720, 3801 University Ave., Riverside, CA 92501. Last day to oppose discharge or dischargeability is 4/27/2015. Proofs of Claims due by 5/26/2015. (Gaffney, Laurie) (Entered: 01/29/2015)
01/29/2015	<u>6</u> (9 pgs)	Order Re: Scheduling Chapter 11 Status Conference (BNC-PDF) (Related Doc # 1) - A status conference in this case will be held on March 5, 2015 at 1:30 pm, in Courtroom 302 Signed on 1/29/2015 (Jeanmarie, Cynthia) (Entered: 01/29/2015)
01/29/2015	7	Hearing Set (RE: related document(s) 1 Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 3/5/2015 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Jeanmarie, Cynthia) (Entered: 01/29/2015)
01/29/2015	<u>8</u> (2 pgs)	BNC Certificate of Notice (RE: related document(s) 1 Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) No. of Notices: 1. Notice Date 01/29/2015. (Admin.) (Entered: 01/29/2015)
01/29/2015	<u>9</u> (2 pgs)	BNC Certificate of Notice (RE: related document(s) 1 Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) No. of Notices: 1. Notice Date 01/29/2015. (Admin.) (Entered: 01/29/2015)
01/29/2015	<u>10</u> (2 pgs)	BNC Certificate of Notice (RE: related document(s) 3 Notice of Dismissal of Case If Required Documents Are Not Filed Within 72 Hours (VAN-197) (BNC)) No. of Notices: 2. Notice Date 01/29/2015. (Admin.) (Entered: 01/29/2015)
01/30/2015		Receipt of Certification Fee - \$11.00 by 32. Receipt Number 60122716. (admin) (Entered: 02/02/2015)
01/31/2015	<u>11</u> (3 pgs)	BNC Certificate of Notice (RE: related document(s) 5 Meeting of Creditors Chapter 11 & 12) No. of Notices: 7. Notice Date 01/31/2015. (Admin.) (Entered: 01/31/2015)
01/31/2015	<u>12</u> (10 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) 6 Order (Generic) (BNC-PDF)) No. of Notices: 1. Notice Date 01/31/2015. (Admin.) (Entered: 01/31/2015)

02/03/2015	<u>13</u> (14 pgs)	Application to Employ Dana M Douglas as General Bankruptcy Counsel <i>with proof of service</i> . Filed by Debtor Anthony Paul Manrique (Douglas, Dana) (Entered: 02/03/2015)
02/03/2015	<u>14</u> (5 pgs)	Notice of motion/application to <i>Employ Dana M Douglas as General Bankruptcy Counsel with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>13</u> Application to Employ Dana M Douglas as General Bankruptcy Counsel <i>with proof of service</i> . Filed by Debtor Anthony Paul Manrique). (Douglas, Dana) (Entered: 02/03/2015)
02/04/2015	<u>15</u> (44 pgs)	Summary of Schedules (Official Form B6 - Pg1) , Statistical Summary of Certain Liabilities (Official Form B6 - Pg2), Schedule A (Official Form B6A) - Real Property , Schedule B (Official Form B6B) - Personal Property , Schedule C (Official Form B6C) - Property Claimed as Exempt , Schedule D (Official Form B6D) - Creditors Holding Secured Claims , Schedule E (Official Form B6E) - Creditors Holding Unsecured Priority Claims , Schedule F (Official Form B6F) - Creditors Holding Unsecured Nonpriority Claims , Schedule G (Official Form B6G) - Executory Contracts and Unexpired Leases , Schedule H (Official Form B6H) - Codebtors , Schedule I (Official Form B6I) - Your Income , Schedule J (Official Form B6J) - Your Expenses , Declaration Concerning Debtor's Schedules (Official Form B6) , Statement of Financial Affairs (Official Form B7) , Disclosure of Compensation of Attorney for Debtor (Official Form B203) , Debtor's Certification of Employment Income , Chapter 11 Statement of Your Current Monthly Income and Calculation of Commitment Period (Official Form B22B), Declaration Re: Electronic Filing <i>with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>1</u> Voluntary Petition (Chapter 11)). (Douglas, Dana) (Entered: 02/04/2015)
02/04/2015	<u>16</u> (17 pgs)	Notice of Hearing <i>Order Scheduling Chapter 11 Status Conference with proof of service</i> . Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 02/04/2015)
02/05/2015	<u>17</u> (4 pgs)	Declaration re: <i>Supplemental Declaration by Dana M Douglas in Support of Application to Employ</i>

		<p><i>Dana M. Douglas as General Bankruptcy Counsel with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s)13 Application to Employ Dana M Douglas as General Bankruptcy Counsel <i>with proof of service.</i>). (Douglas, Dana) (Entered: 02/05/2015)</p>
02/06/2015	18 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Richey, Cassandra. (Richey, Cassandra) (Entered: 02/06/2015)
02/12/2015	19 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) <i>with Certificate of Service</i> Filed by Clark, Matthew. (Clark, Matthew) (Entered: 02/12/2015)
02/21/2015	20 (6 pgs)	Status report <i>Debtor's First Report on Status of Reorganization with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) 1 Voluntary Petition (Chapter 11), 6 Order (Generic) (BNC-PDF), 7 Hearing (Bk Other) Set, 16 Notice of Hearing). (Douglas, Dana) WARNING: Item subsequently amended to docket entry no# 22. Modified on 2/23/2015 (Hawkinson, Susan). (Entered: 02/21/2015)
02/23/2015	21 (10 pgs)	Monthly Operating Report. Operating Report Number: 1. For the Month Ending 1/31/2015. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 02/23/2015)
02/23/2015	22	Notice to Filer of Error and/or Deficient Document Incorrect hearing location was selected. The hearing is at the Riverside Division not Los Angeles Division. THE FILER IS INSTRUCTED TO FILE AN AMENDED NOTICE OF MOTION/HEARING WITH CORRECT HEARING INFORMATION. (RE: related document(s) 20 Status report filed by Debtor Anthony Paul Manrique) (Hawkinson, Susan) (Entered: 02/23/2015)
03/05/2015	23 (22 pgs)	Declaration re: non opposition <i>Debtor's Application to Employ Dana M. Douglas as General Bankruptcy Counsel with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) 13 Application to Employ Dana M Douglas as General Bankruptcy Counsel <i>with proof of service.</i>). (Douglas, Dana) (Entered: 03/05/2015)

03/05/2015	<u>24</u> (5 pgs)	Notice of lodgment <i>Order Authorizing Employment of Dana M Douglas as General Bankruptcy Counsel with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) 13) Application to Employ Dana M Douglas as General Bankruptcy Counsel <i>with proof of service.</i> Filed by Debtor Anthony Paul Manrique). (Douglas, Dana) (Entered: 03/05/2015)
03/05/2015		Hearing (Bk Other) Continued (RE: related document(s) 1) VOLUNTARY PETITION (CHAPTER 11) filed by Anthony Paul Manrique) Status Hearing to be held on 06/18/2015 at 01:30 PM 3420 Twelfth Street Courtroom 302 Riverside, CA 92501 for 1 , (Jeanmarie, Cynthia) (Entered: 03/05/2015)
03/05/2015	<u>25</u> (6 pgs)	Notice of Bar Date for Filing Proof of Claim in an Individual Chapter 11 (LBR 3001-1) <i>with proof of service.</i> Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 03/05/2015)
03/05/2015	<u>26</u> (2 pgs)	Document/Hearing Continued (RE: related document(s) 1) Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 6/18/2015 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Jeanmarie, Cynthia) (Entered: 03/06/2015)
03/06/2015	<u>27</u> (5 pgs)	Notice of lodgment <i>Scheduling Order After Status Conference with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) Hearing (Bk Other) Continued (RE: related document(s) 1) VOLUNTARY PETITION (CHAPTER 11) filed by Anthony Paul Manrique) Status Hearing to be held on 06/18/2015 at 01:30 PM 3420 Twelfth Street Courtroom 302 Riverside, CA 92501 for 1). (Douglas, Dana) (Entered: 03/06/2015)
03/09/2015	<u>28</u> (2 pgs)	Scheduling Order After Status Conference (Related Doc # 1) It is hereby ordered that the deadline for filing proofs of claim in this case is May 5, 2015 which is 60 days from the service date of Debtor's Notice of Bar Date for Filing Proofs of Claim and Proofs of Interest. The Status Conference is continued to Thursday, June 18, 2015 at 1:30 p.m.

		Debtor must file a status report on or before June 4, 2015. Signed on 3/9/2015 (Mason, Shari) (Entered: 03/09/2015)
03/10/2015	<u>29</u> (2 pgs)	Order Granting Application to Employ Dana M Douglas as General Bankruptcy Counsel (BNC-PDF) (Related Doc # 13) Signed on 3/10/2015. (Jeanmarie, Cynthia) (Entered: 03/10/2015)
03/11/2015	<u>30</u> (3 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) 28 Order (Generic) (BNC-PDF)) No. of Notices: 1. Notice Date 03/11/2015. (Admin.) (Entered: 03/11/2015)
03/12/2015	<u>31</u> (3 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) 29 Order on Application to Employ (BNC-PDF)) No. of Notices: 1. Notice Date 03/12/2015. (Admin.) (Entered: 03/12/2015)
03/20/2015	<u>32</u> (14 pgs)	Monthly Operating Report. Operating Report Number: 2. For the Month Ending 2/28/2015. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 03/20/2015)
03/29/2015	<u>33</u> (2 pgs)	Notice of Change of Address Filed by Creditor Nationstar Mortgage, LLC.. (Daniels, Michael) (Entered: 03/29/2015)
04/16/2015	<u>34</u> (14 pgs)	Monthly Operating Report. Operating Report Number: 3. For the Month Ending 3/31/2015. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 04/16/2015)
05/15/2015	<u>35</u> (19 pgs)	Monthly Operating Report. Operating Report Number: 4. For the Month Ending 4/30/2015. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 05/15/2015)
06/05/2015	<u>36</u> (6 pgs)	Status report <i>Debtor's Second Report on Status of Reorganization with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) 26 Document, Hearing (Bk Other) Continued). (Douglas, Dana) (Entered: 06/05/2015)
06/10/2015	<u>37</u> (17 pgs)	Monthly Operating Report. Operating Report Number: 5. For the Month Ending 5/31/2015. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 06/10/2015)

06/18/2015	<u>38</u> (1 pg)	Document/Hearing Continued (RE: related document(s) <u>1</u> Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 7/23/2015 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Jeanmarie, Cynthia) (Entered: 06/22/2015)
06/19/2015		Hearing (Bk Other) Continued (RE: related document(s) <u>1</u> VOLUNTARY PETITION (CHAPTER 11) filed by Anthony Paul Manrique) Status Hearing to be held on 07/23/2015 at 01:30 PM 3420 Twelfth Street Courtroom 302 Riverside, CA 92501 for <u>1</u> , (Jeanmarie, Cynthia) (Entered: 06/19/2015)
07/22/2015	<u>39</u> (17 pgs)	Monthly Operating Report. Operating Report Number: 6. For the Month Ending 6/30/2015. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 07/22/2015)
07/22/2015	<u>40</u> (6 pgs)	Status report <i>Debtor's Third Report on Status of Reorganization with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>38</u> Document, Hearing (Bk Other) Continued). (Douglas, Dana) (Entered: 07/22/2015)
07/22/2015	<u>41</u> (65 pgs)	First Objection to Claim #3 by Claimant US Bank National Association in the amount of \$ 492647.50 Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) WARNING: Item subsequently amended by docket entry no. 43. Incorrect event code used. Matter will not be set for hearing until correction is made. Modified on 7/22/2015 (Mason, Shari). (Entered: 07/22/2015)
07/22/2015	<u>42</u> (5 pgs)	Notice of Hearing <i>on Debtor's Objection to Proof of Claim No. 3 filed by U.S. Bank National Association with proof of service</i> . Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 07/22/2015)
07/22/2015	43	Notice to Filer of Error and/or Deficient Document Incorrect event code was used to file this document. The event code that was used is not a "motion" code and therefore we cannot set it for hearing. THE FILER IS INSTRUCTED TO REFILE THE DOCUMENT USING THE CORRECT MOTION EVENT. PREFERABLY

		<p style="color: blue; font-weight: bold;">THE COURT WOULD LIKE YOU TO USE BK > MOTIONS/APPLICATIONS > DISALLOW CLAIMS (motion) OR ALLOW CLAIMS (motion). HOWEVER, IF THESE ARE NOT APPLICALBE TO YOUR SITUATION THEN YOU CAN USE BK > MOTIONS/APPLICATIONS > OBJECTION TO CLAIM (motion). MATTER WILL NOT BE SET FOR HEARING UNTIL THE PROPER EVENT CODE IS USED.</p> <p>(RE: related document(s)41) Objection to Claim filed by Debtor Anthony Paul Manrique (Mason, Shari) (Entered: 07/22/2015)</p>
07/23/2015	44 (2 pgs)	Document/Hearing Continued (RE: related document(s) 1) Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 8/20/2015 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Jeanmarie, Cynthia) (Entered: 07/24/2015)
07/27/2015	45 (65 pgs)	Motion RE: Objection to Claim Number 3 by Claimant U.S. Bank National Association. <i>With proof of service. Document re-filed as Motion.</i> Filed by Debtor Anthony Paul Manrique (Douglas, Dana) (Entered: 07/27/2015)
07/28/2015	46	Hearing Set (RE: related document(s) 45) Motion RE: Objection to Claim filed by Debtor Anthony Paul Manrique) The Hearing date is set for 8/20/2015 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Mason, Shari) (Entered: 07/28/2015)
08/20/2015		Hearing (Bk Motion) Continued (RE: related document(s) 45) MOTION RE: OBJECTION TO CLAIM filed by Anthony Paul Manrique) Hearing to be held on 10/01/2015 at 01:30 PM 3420 Twelfth Street Courtroom 302 Riverside, CA 92501 for 45 , (Jeanmarie, Cynthia) (Entered: 08/20/2015)
08/20/2015	47 (2 pgs)	Document, Hearing Continued - STATUS CONFERENCE CONTINUED - (RE: related document(s) 1) Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 10/1/2015 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case

		judge is Scott H. Yun (Mason, Shari) (Entered: 08/21/2015)
08/20/2015	<u>48</u> (1 pg)	Document, Hearing Continued (RE: related document(s) 45 Motion RE: Objection to Claim filed by Debtor Anthony Paul Manrique) The Hearing date is set for 10/1/2015 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Mason, Shari) (Entered: 08/21/2015)
08/24/2015	<u>49</u> (17 pgs)	Monthly Operating Report. Operating Report Number: 7. For the Month Ending 7/31/2015 Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 08/24/2015)
09/23/2015	<u>50</u> (17 pgs)	Monthly Operating Report. Operating Report Number: 8. For the Month Ending 8/31/2015. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 09/23/2015)
09/23/2015	<u>51</u> (49 pgs)	Response to (related document(s): 45 Motion RE: Objection to Claim Number 3 by Claimant U.S. Bank National Association. <i>With proof of service. Document re-filed as Motion.</i> filed by Debtor Anthony Paul Manrique) Filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N (Clark, Matthew) (Entered: 09/23/2015)
09/28/2015	<u>52</u> (5 pgs)	Notice of Hearing (<i>Amended</i>) <i>with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) 45 Motion RE: Objection to Claim Number 3 by Claimant U.S. Bank National Association. <i>With proof of service. Document re-filed as Motion.</i> Filed by Debtor Anthony Paul Manrique). (Douglas, Dana) WARNING: Item subsequently amended by docket entry # 54 - Hearing will currently remain set for 10/1/15 at 1:30 p.m. Modified on 9/28/2015 (Mason, Shari). (Entered: 09/28/2015)
09/28/2015	<u>53</u> (6 pgs)	Status report <i>Debtor's Fourth Report on Status of Reorganization with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) 47 Document, Hearing (Bk Other) Continued). (Douglas, Dana) (Entered: 09/28/2015)

09/28/2015	54	Notice to Filer of Error and/or Deficient Document Incorrect hearing date was selected. THE FILER IS INSTRUCTED TO FILE AN AMENDED NOTICE OF MOTION/HEARING WITH CORRECT HEARING INFORMATION. THE CONTINUED HEARING IS CURRENTLY SET FOR 10/1/15 AT 1:30 P.M. IF YOU ARE INTENDING TO CONTINUE IT OUT FURTHER THIS IS NOT THE PROPER WAY TO DO SO AND THE MATTER WILL REMAIN ON CALENDAR FOR 10/1/15 AT 1:30 P.M. (RE: related document(s) 52 Notice of Hearing filed by Debtor Anthony Paul Manrique) (Mason, Shari) (Entered: 09/28/2015)
10/01/2015	55 (1 pg)	Document, Hearing Continued (RE: related document(s) 45 Motion RE: Objection to Claim filed by Debtor Anthony Paul Manrique) The Hearing date is set for 10/29/2015 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Mason, Shari) (Entered: 10/02/2015)
10/01/2015	56 (2 pgs)	Document, Hearing Continued - STATUS CONFERENCE CONTINUED - (RE: related document(s) 1 Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 10/29/2015 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Mason, Shari) (Entered: 10/02/2015)
10/15/2015	57 (3 pgs)	Notice of Hearing <i>Continued Hearing on Objection to Claim with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) 45 Motion RE: Objection to Claim Number 3 by Claimant U.S. Bank National Association. <i>With proof of service. Document re-filed as Motion</i> . Filed by Debtor Anthony Paul Manrique). (Douglas, Dana) (Entered: 10/15/2015)
10/15/2015	58 (5 pgs)	Notice of lodgment <i>Scheduling Order in re Objection to Claim with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) 55 Document, Hearing Continued (RE: related document(s) 45 Motion RE: Objection to Claim filed by Debtor Anthony Paul Manrique) The Hearing date is set for 10/29/2015 at 01:30 PM at

		Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun). (Douglas, Dana) (Entered: 10/15/2015)
10/15/2015	<u>59</u> (8 pgs)	Reply to (related document(s): 51 Response filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N) <i>Debtor's Evidentiary Objections to Declaration of Hazel Salinas in Support of Response of U.S. Bank National Association to Debtor's Objection to Proof of Claim with proof of service.</i> Filed by Debtor Anthony Paul Manrique (Douglas, Dana) (Entered: 10/15/2015)
10/15/2015	<u>60</u> (44 pgs)	Reply to (related document(s): 45 Motion RE: Objection to Claim Number 3 by Claimant U.S. Bank National Association. <i>With proof of service. Document re-filed as Motion.</i> filed by Debtor Anthony Paul Manrique, 51 Response filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N) <i>Debtor's Reply and Opposition to Response to Debtor's Objection to Proof of Claim No. 3 filed by U.S. Bank National Association; Memorandum of Points and Authorities with proof of service.</i> Filed by Debtor Anthony Paul Manrique (Douglas, Dana) (Entered: 10/15/2015)
10/16/2015	<u>61</u> (2 pgs)	Scheduling Order In Re Objection To Claim (Related Doc # 41) It is hereby Ordered that (1) The Status Conference is continued to 1:30 p.m. on October 29, 2015; (2) The Court set the following briefing schedule for the Objection: (a) Debtor's reply to Creditor's Response to Objection is due October 15, 2015; (b) Creditor's further written Response, if any, is due October 22, 2015; (3) The hearing on the Objection is also continued to October 29, 2015. Signed on 10/16/2015 (Mason, Shari) (Entered: 10/16/2015)
10/18/2015	<u>62</u> (50 pgs)	Reply to (related document(s): 60 Reply filed by Debtor Anthony Paul Manrique) <i>Declaration of Anthony Paul Manrique in Support of Debtor's Reply to and Opposition to Response to Debtor's Objection to Proof of Claim No. 3 with proof of service.</i> Filed by Debtor Anthony Paul Manrique (Douglas, Dana) (Entered: 10/18/2015)

10/18/2015	<u>63</u> (3 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) <u>61</u> Order (Generic) (BNC-PDF)) No. of Notices: 1. Notice Date 10/18/2015. (Admin.) (Entered: 10/18/2015)
10/29/2015	<u>64</u> (17 pgs)	Monthly Operating Report. Operating Report Number: 9. For the Month Ending 9/30/2015. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 10/29/2015)
10/29/2015	<u>65</u> (1 pg)	Document/Hearing Held - DENIED - (RE: related document(s) <u>45</u> Motion RE: Objection to Claim filed by Debtor Anthony Paul Manrique) (Jeanmarie, Cynthia) (Entered: 10/30/2015)
10/29/2015	<u>66</u> (2 pgs)	Document/Hearing Continued (RE: related document(s) <u>1</u> Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 2/11/2016 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Jeanmarie, Cynthia) (Entered: 10/30/2015)
11/16/2015	<u>67</u> (17 pgs)	Monthly Operating Report. Operating Report Number: 10. For the Month Ending 10/31/2015. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 11/16/2015)
11/16/2015	<u>68</u> (2 pgs)	Order Overruling Debtor's Objection to Proof of Claim No. 3 filed by U.S. Bank National Association (BNC-PDF) (Related Doc # <u>45</u>) Signed on 11/16/2015 (Mason, Shari) (Entered: 11/16/2015)
11/18/2015	<u>69</u> (1 pg)	Transcript Order Form, regarding Hearing Date 10/29/2015 Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 11/18/2015)
11/18/2015	<u>70</u> (3 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) <u>68</u> Order on Motion RE: Objection to Claim (BNC-PDF)) No. of Notices: 1. Notice Date 11/18/2015. (Admin.) (Entered: 11/18/2015)
11/19/2015	71	Transcript Record Transmittal (Court transcript records have been uploaded to FDS). For Order Number: 15-SY-25. RE Hearing Date: 10/29/15, [TRANSCRIPTION SERVICE PROVIDER: Ben Hyatt Certified Deposition Reporters, Telephone

		number 888-272-0022.] (RE: related document(s) 69 Transcript Order Form (Public Request) filed by Debtor Anthony Paul Manrique) (Mason, Shari) (Entered: 11/19/2015)
11/21/2015	72 (14 pgs)	Transcript regarding Hearing Held 10/29/15 RE: In Re: Anthony Paul Manrique. Remote electronic access to the transcript is restricted until 02/19/2016. The transcript may be viewed at the Bankruptcy Court Clerk's Office on a public terminal or purchased through the Transcription Service Provider before the transcript access restriction has ended. [TRANSCRIPTION SERVICE PROVIDER: Ben Hyatt Certified Deposition Reporters, Telephone number 888-272-0022.]. Notice of Intent to Request Redaction Deadline Due By 11/30/2015. Redaction Request Due By 12/14/2015. Redacted Transcript Submission Due By 12/22/2015. Transcript access will be restricted through 02/19/2016. (Hyatt, Mitchell) (Entered: 11/21/2015)
12/14/2015	73 (17 pgs)	Monthly Operating Report. Operating Report Number: 11. For the Month Ending 11/30/2015. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 12/14/2015)
01/09/2016	74 (19 pgs)	Monthly Operating Report. Operating Report Number: 12. For the Month Ending 12/31/2015. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 01/09/2016)
01/15/2016	75 (20 pgs)	Motion to Reconsider (related documents 68 Order on Motion RE: Objection to Claim (BNC-PDF)) <i>with proof of service</i> . Filed by Debtor Anthony Paul Manrique (Douglas, Dana) (Entered: 01/15/2016)
01/16/2016	76 (1426 pgs)	Declaration re: <i>Declaration of Anthony Paul Manrique in Support of Motion to Reconsider; Exhibits A & B; with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) 75 Motion to Reconsider (related documents 68 Order on Motion RE: Objection to Claim (BNC-PDF)) <i>with proof of service</i> .). (Douglas, Dana) (Entered: 01/16/2016)
01/29/2016	77 (7 pgs)	Status report <i>Debtor's Fifth Report on Status of Reorganization with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related

		document(s) 66 Document, Hearing (Bk Other) Continued). (Douglas, Dana) WARNING: Hearing location is in Riverside, CA 92501. Modified on 2/1/2016 (Mason, Shari). (Entered: 01/29/2016)
02/04/2016	78 (4 pgs)	Notice of Hearing <i>Motion for Reconsideration with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) 75 Motion to Reconsider (related documents 68 Order on Motion RE: Objection to Claim (BNC-PDF)) <i>with proof of service</i> . Filed by Debtor Anthony Paul Manrique). (Douglas, Dana) (Entered: 02/04/2016)
02/05/2016	79	Hearing Set (RE: related document(s) 75 Motion to Reconsider filed by Debtor Anthony Paul Manrique) The Hearing date is set for 3/17/2016 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Mason, Shari) (Entered: 02/05/2016)
02/11/2016	80 (15 pgs)	Monthly Operating Report. Operating Report Number: 13. For the Month Ending 1/31/2016. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 02/11/2016)
02/11/2016	81 (1 pg)	Document/Hearing Continued (RE: related document(s) 1 Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 6/9/2016 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Jeanmarie, Cynthia) (Entered: 02/12/2016)
02/13/2016	82 (5 pgs)	Notice of lodgment <i>Scheduling Order After Status Conference with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) 66 Document/Hearing Continued (RE: related document(s) 1 Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 2/11/2016 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun). (Douglas, Dana) (Entered: 02/13/2016)
02/17/2016	83 (2 pgs)	Scheduling Order After Status Conference - (BNC-PDF) Signed on 2/17/2016 (RE: related document(s) 1 Voluntary Petition (Chapter 11) filed by Debtor

		Anthony Paul Manrique). (Mason, Shari) (Entered: 02/17/2016)
02/19/2016	<u>84</u> (3 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) <u>83</u> Order (Generic) (BNC-PDF)) No. of Notices: 1. Notice Date 02/19/2016. (Admin.) (Entered: 02/19/2016)
03/03/2016	<u>85</u> (43 pgs; 5 docs)	Opposition to (related document(s): <u>68</u> Order on Motion RE: Objection to Claim (BNC-PDF), <u>75</u> Motion to Reconsider (related documents <u>68</u> Order on Motion RE: Objection to Claim (BNC-PDF)) <i>with proof of service</i> . filed by Debtor Anthony Paul Manrique, <u>76</u> Declaration filed by Debtor Anthony Paul Manrique) Filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N (Attachments: # <u>1</u> Exhibit A Note # <u>2</u> Exhibit B Deed of Trust # <u>3</u> Exhibit C Assignment of Deed of Trust # <u>4</u> Proof of Service) (Garan, Todd) (Entered: 03/03/2016)
03/04/2016	<u>86</u> (1 pg)	Order Granting ORDER to continue/reschedule hearing (BNC-PDF) (Related Doc # <u>8</u>) - The hearing regarding the Status Conference re: Chapter 11 is hereby rescheduled from June 9, 2016 at 1:30 pm to June 16, 2016 at 1:30 pm, in Courtroom 302 Signed on 3/4/2016 (Jeanmarie, Cynthia) (Entered: 03/04/2016)
03/06/2016	<u>87</u> (2 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) <u>86</u> ORDER to continue/reschedule hearing (BNC-PDF)) No. of Notices: 1. Notice Date 03/06/2016. (Admin.) (Entered: 03/06/2016)
03/15/2016	<u>88</u> (37 pgs)	Request for judicial notice <i>in Support of Debtor's Motion for Reconsideration with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>75</u> Motion to Reconsider (related documents <u>68</u> Order on Motion RE: Objection to Claim (BNC-PDF)) <i>with proof of service</i> .). (Douglas, Dana) (Entered: 03/15/2016)
03/16/2016	<u>89</u> (3 pgs; 2 docs)	Objection (related document(s): <u>88</u> Request for judicial notice filed by Debtor Anthony Paul Manrique) <i>Objection to Debtors Late Filed Request for Judicial Notice and Motion to Strike the Same</i>

		Filed by Creditors Nationstar Mortgage, LLC., U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N (Attachments: # 1 Proof of Service) (Garan, Todd) (Entered: 03/16/2016)
03/17/2016	90 (1 pg)	Document/Hearing Held - DENIED - (RE: related document(s) 75 Motion to Reconsider filed by Debtor Anthony Paul Manrique) (Jeanmarie, Cynthia) (Entered: 03/18/2016)
03/28/2016	91 (19 pgs)	Monthly Operating Report. Operating Report Number: 14. For the Month Ending 2/29/2016. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 03/28/2016)
03/30/2016	92 (5 pgs)	Notice of lodgment of <i>Order Denying Debtor's Motion for Reconsideration of Order Denying Debtor's Objection to Claim</i> Filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N (RE: related document(s) 75 Motion to Reconsider (related documents 68 Order on Motion RE: Objection to Claim (BNC-PDF)) with proof of service. Filed by Debtor Anthony Paul Manrique). (Garan, Todd) (Entered: 03/30/2016)
04/01/2016	93 (1 pg)	Transcript Order Form, regarding Hearing Date 03/17/2016 Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 04/01/2016)
04/03/2016	94 (1 pg)	Transcript Order Form, regarding Hearing Date 03/05/2015 Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 04/03/2016)
04/04/2016	95	Transcript Record Transmittal (Court transcript records have been uploaded to FDS). For Order Number: 16-SY-09. RE Hearing Date: 3/17/16, [TRANSCRIPTION SERVICE PROVIDER: Ben Hyatt Certified Deposition Reporters, Telephone number 888-272-0022.] (RE: related document(s) 93 Transcript Order Form (Public Request) filed by Debtor Anthony Paul Manrique) (Mason, Shari) (Entered: 04/04/2016)
04/04/2016	96	Transcript Record Transmittal (Court transcript records have been uploaded to FDS). For Order Number: 16-SY-10. RE Hearing Date: 3/5/15, [TRANSCRIPTION SERVICE

		PROVIDER: Ben Hyatt Certified Deposition Reporters, Telephone number 888-272-0022.] (RE: related document(s) 94 Transcript Order Form (Public Request) filed by Debtor Anthony Paul Manrique) (Mason, Shari) (Entered: 04/04/2016)
04/07/2016	97 (2 pgs)	Order Denying Debtor's Motion To Reconsider Order Denying Claim Objection (BNC-PDF) (Related Doc # 75) Signed on 4/7/2016. (Mason, Shari) (Entered: 04/07/2016)
04/07/2016	98 (3 pgs)	Notice <i>Debtor's Objection to Entry of Order Denying Motion for Reconsideration with proof of service.</i> Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 04/07/2016)
04/09/2016	99 (3 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) 97 Order on Motion To Reconsider (BNC-PDF)) No. of Notices: 1. Notice Date 04/09/2016. (Admin.) (Entered: 04/09/2016)
04/12/2016	100 (15 pgs)	Monthly Operating Report. Operating Report Number: 15. For the Month Ending 3/31/2016. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 04/12/2016)
04/12/2016	101 (8 pgs)	Transcript regarding Hearing Held 03/05/15 RE: In Re: Anthony Paul Manrique. Remote electronic access to the transcript is restricted until 07/11/2016. The transcript may be viewed at the Bankruptcy Court Clerk's Office on a public terminal or purchased through the Transcription Service Provider before the transcript access restriction has ended. [TRANSCRIPTION SERVICE PROVIDER: Ben Hyatt Certified Deposition Reporters, Telephone number 888-272-0022.]. Notice of Intent to Request Redaction Deadline Due By 4/19/2016. Redaction Request Due By 05/3/2016. Redacted Transcript Submission Due By 05/13/2016. Transcript access will be restricted through 07/11/2016. (Hyatt, Mitchell) (Entered: 04/12/2016)
04/12/2016		Receipt of Appeal/Cross Appeal Filing Fee - \$298.00 by 31. Receipt Number 60131164 (admin) (Entered: 04/13/2016)
04/12/2016	102 (6 pgs)	Notice of Appeal and Statement of Election to U.S. District Court.(Official Form 417A) . Fee Amount \$298 Filed by Debtor Anthony Paul Manrique (RE: related document(s) 97 Order on Motion To Reconsider (BNC-PDF)). Appellant Designation due by 4/26/2016. (Hawkinson, Susan) U.S.D.C. Case no # 5:16-cv-00708 DOC. Modified on 4/14/2016 (Hawkinson, Susan). (Entered: 04/13/2016)

04/13/2016	<u>103</u> (12 pgs)	Notice of referral of appeal to U. S. District Court with certificate of mailing (RE: related document(s) <u>102</u> Notice of Appeal and Statement of Election (Official Form 417A) filed by Debtor Anthony Paul Manrique) (Hawkinson, Susan) (Entered: 04/13/2016)
04/14/2016	<u>104</u> (2 pgs)	Notice RE: Appeal from Bankruptcy Court (USDC) - USCD case no# 5:16-cv-00708 DOC (RE: related document(s) <u>102</u> Notice of Appeal and Statement of Election (Official Form 417A) filed by Debtor Anthony Paul Manrique) (Hawkinson, Susan) (Entered: 04/14/2016)
04/18/2016	<u>105</u> (26 pgs)	Transcript regarding Hearing Held 03/17/16 RE: In Re: Anthony Paul Manrique. Remote electronic access to the transcript is restricted until 07/18/2016. The transcript may be viewed at the Bankruptcy Court Clerk's Office on a public terminal or purchased through the Transcription Service Provider before the transcript access restriction has ended. [TRANSCRIPTION SERVICE PROVIDER: Ben Hyatt Certified Deposition Reporters, Telephone number 888-272-0022.]. Notice of Intent to Request Redaction Deadline Due By 4/25/2016. Redaction Request Due By 05/9/2016. Redacted Transcript Submission Due By 05/19/2016. Transcript access will be restricted through 07/18/2016. (Hyatt, Mitchell) (Entered: 04/18/2016)
04/26/2016	<u>106</u> (3 pgs)	Statement of Issues on Appeal with proof of service. U.S.D.C. Case # 5:16-cv-00708-DOC Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>102</u> Notice of Appeal and Statement of Election (Official Form 417A)). (Hawkinson, Susan) (Entered: 04/26/2016)
04/26/2016	<u>107</u> (21 pgs)	Appellant Designation of Contents For Inclusion in Record On Appeal Filed by Debtor Anthony Paul Manrique. U.S.D.C. Case # 5:16-cv-00708-DOC (RE: related document(s) <u>102</u> Notice of Appeal and Statement of Election (Official Form 417A)). Appellee designation due by 5/10/2016. Transmission of Designation Due by 5/26/2016. (Hawkinson, Susan) (Entered: 04/26/2016)
04/26/2016	<u>108</u> (2 pgs)	Notice of transcripts. U.S.D.C. Case no# 5:16-cv-00708-DOC Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>102</u> Notice of Appeal and Statement of Election (Official Form 417A)). (Hawkinson, Susan) (Entered: 04/26/2016)
04/28/2016	<u>109</u> (37 pgs)	

		Disclosure Statement <i>with proof of service</i> . Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 04/28/2016)
04/28/2016	<u>110</u> (14 pgs)	Chapter 11 Plan of Reorganization <i>with proof of service</i> . Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 04/28/2016)
05/03/2016	111	Hearing Set (RE: related document(s) <u>109</u> Disclosure Statement filed by Debtor Anthony Paul Manrique) Status hearing to be held on 6/16/2016 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Jeanmarie, Cynthia) (Entered: 05/03/2016)
05/10/2016	<u>112</u> (4 pgs)	Notice of Hearing <i>on Debtor's Disclosure Statement Describing Chapter 11 Plan & Chapter 11 Plan with proof of service</i> . Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 05/10/2016)
05/10/2016	<u>113</u> (4 pgs)	Notice of Hearing <i>Continued Status Conference with proof of service</i> . Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 05/10/2016)
05/10/2016	<u>114</u> (3 pgs)	Statement of Issues on Appeal <i>Supplemental</i> Filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N (RE: related document(s) <u>102</u> Notice of Appeal and Statement of Election (Official Form 417A)). (Garan, Todd) (Entered: 05/10/2016)
05/10/2016	<u>115</u> (5 pgs)	Appellee Designation of Contents for Inclusion in Record of Appeal Filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N (RE: related document(s) <u>102</u> Notice of Appeal and Statement of Election (Official Form 417A)). (Garan, Todd) (Entered: 05/10/2016)
05/11/2016	<u>116</u> (2 pgs)	Certificate of readiness of record on appeal to District Court. Case Number: 5:16-cv-00708-DOC (RE: related document(s) <u>102</u> Notice of Appeal and Statement of Election (Official Form 417A) filed by Debtor Anthony Paul Manrique) (Hawkinson, Susan) (Entered: 05/11/2016)
05/11/2016	<u>117</u> (17 pgs)	Monthly Operating Report. Operating Report Number: 16. For the Month Ending 4/30/2016. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 05/11/2016)
05/12/2016		

	<u>118</u> (1 pg)	Notice RE: BK Record Complete, Briefing Schedule and Notice of Entry - Re: Appeal US District Court Case #5:16-cv-00708-DOC (RE: related document(s) 102 Notice of Appeal and Statement of Election (Official Form 417A) filed by Debtor Anthony Paul Manrique) (Hawkinson, Susan) Modified on 5/17/2016 (English, Melissa). (Entered: 05/16/2016)
06/02/2016	<u>119</u> (50 pgs)	Objection (related document(s): 109 Disclosure Statement filed by Debtor Anthony Paul Manrique, 110 Chapter 11 Plan filed by Debtor Anthony Paul Manrique) <i>with Exhibits A-C and Proof of Service (Subject Property: 718 Silverwood Avenue, Upland, California 91786)</i> Filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N (Garan, Todd) (Entered: 06/02/2016)
06/13/2016	<u>120</u> (4 pgs)	Reply to (related document(s): 119 Objection filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N) <i>with proof of service</i> . Filed by Debtor Anthony Paul Manrique (Douglas, Dana) (Entered: 06/13/2016)
06/16/2016	<u>121</u> (17 pgs)	Monthly Operating Report. Operating Report Number: 17. For the Month Ending 5/31/2016 . Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 06/16/2016)
06/16/2016	<u>122</u> (2 pgs)	Document/Hearing Held - Last day to file amended plan and amended disclosure statement: 7/21/16 - Date Disclosure Statement can be heard, if timely filed: 8/18/16 @ 12:30 pm - Objection by 8/4/16 - Reply by 8/18/16 - (RE: related document(s) 109 Disclosure Statement filed by Debtor Anthony Paul Manrique) (Jeanmarie, Cynthia) (Entered: 06/17/2016)
06/16/2016	<u>123</u> (2 pgs)	Document/Hearing Continued (RE: related document(s) 1 Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 8/18/2016 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Jeanmarie, Cynthia) (Entered: 06/17/2016)
07/15/2016	<u>124</u> (15 pgs)	Monthly Operating Report. Operating Report Number: 18. For the Month Ending 6/30/2016. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 07/15/2016)
07/21/2016		

	<u>125</u> (37 pgs)	Amended Disclosure Statement (<i>First Amended</i>) with proof of service. Filed by Debtor Anthony Paul Manrique (RE: related document(s) 109 Disclosure Statement with proof of service. Filed by Debtor Anthony Paul Manrique.). (Douglas, Dana) (Entered: 07/21/2016)
07/21/2016	<u>126</u> (14 pgs)	Amended Chapter 11 Plan (<i>First Amended</i>) with proof of service. Filed by Debtor Anthony Paul Manrique (RE: related document(s) 110 Chapter 11 Plan of Reorganization with proof of service. Filed by Debtor Anthony Paul Manrique.). (Douglas, Dana) (Entered: 07/21/2016)
07/22/2016	127	Hearing Set on Debtor's First Amended Disclosure Statement Describing Chapter 11 Plan. The Hearing date is set for 8/18/2016 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Mason, Shari). Related document(s) 125 Amended Disclosure Statement filed by Debtor Anthony Paul Manrique. Modified on 7/22/2016 (Mason, Shari). (Entered: 07/22/2016)
07/22/2016	<u>128</u> (4 pgs)	Notice of Hearing <i>Adequacy of Disclosure Statement Describing Chapter 11 Plan (1st Amended Disclosure Statement)</i> with proof of service. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 07/22/2016)
07/22/2016	<u>129</u> (5 pgs)	Notice of lodgment <i>Scheduling Order After Status Conference (6/16/2016)</i> with proof of service. Filed by Debtor Anthony Paul Manrique (RE: related document(s) 122 Document/Hearing Held - Last day to file amended plan and amended disclosure statement: 7/21/16 - Date Disclosure Statement can be heard, if timely filed: 8/18/16 @ 12:30 pm - Objection by 8/4/16 - Reply by 8/18/16 - (RE: related document(s) 109 Disclosure Statement filed by Debtor Anthony Paul Manrique), 123 Document/Hearing Continued (RE: related document(s) 1 Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 8/18/2016 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun). (Douglas, Dana) (Entered: 07/22/2016)
08/04/2016	<u>130</u> (45 pgs)	Objection (related document(s): 125 Amended Disclosure Statement filed by Debtor Anthony Paul Manrique, 126 Amended Chapter 11 Plan filed by Debtor Anthony Paul Manrique) to Debtor's Amended Chapter 11 Disclosure Statement in Support of Plan with Exhibits A-C and Proof of Service (Subject Property: 718 Silverwood Avenue, Upland, California 91786) [LIMITED] Filed by Creditor U.S. Bank

		National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N (Garan, Todd) (Entered: 08/04/2016)
08/04/2016	131 (14 pgs)	Objection (related document(s): 125 Amended Disclosure Statement filed by Debtor Anthony Paul Manrique) <i>United States Trustee's Objection to Debtor's First Amended Disclosure Statement Describing Chapter 11 Plan Filed by U.S. Trustee United States Trustee (RS) (Tehrani, Mohammad)</i> (Entered: 08/04/2016)
08/11/2016	132 (3 pgs)	<i>Errata Debtor's Response to Objections of Creditor (Limited and United States Trustee to First Amended Disclosure Statement in Support of Chapter 11 Plan with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) 125 Amended Disclosure Statement, 126 Amended Chapter 11 Plan, 130 Objection, 131 Objection). (Douglas, Dana) WARNING: Item subsequently amended by docket entry no. 133. Incorrect event code used for a response/reply. Modified on 8/12/2016 (Mason, Shari). (Entered: 08/12/2016)
08/12/2016	133	Notice to Filer of Error and/or Deficient Document Incorrect event code was used to file this document. THE FILER IS INSTRUCTED TO RE-FILE THE DOCUMENT USING THE CORRECT EVENT. THE CORRECT EVENT CODE IS BK > ANSWER/RESPONSE > REFERENCE AN EXISTING MOTION/APPLICATION > REPLY - AND RELATE IT BACK TO THE OBJECTION OR THE DOCUMENT THAT YOU ARE RESPONDING TO. (RE: related document(s) 132 Errata filed by Debtor Anthony Paul Manrique) (Mason, Shari) (Entered: 08/12/2016)
08/14/2016	134 (17 pgs)	Monthly Operating Report. Operating Report Number: 19. For the Month Ending 7/31/2016. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 08/14/2016)
08/18/2016	135 (2 pgs)	Document/Hearing Held - Date Disclosure Statement can be heard, if timely filed: 10/6/16 @ 1:30 pm - Disclosure Statement to be filed (35 days): 9/1/16 and Disclosure Statement Objections filed (14 days): 9/22/16 - (RE: related document(s) 125 Amended Disclosure Statement filed by Debtor Anthony Paul Manrique) (Jeanmarie, Cynthia) (Entered: 08/19/2016)
08/18/2016	136 (2 pgs)	Document/Hearing Continued (RE: related document(s) 1 Voluntary Petition (Chapter 11) filed by Debtor Anthony

		Paul Manrique) Confirmation hearing to be held on 10/6/2016 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Jeanmarie, Cynthia) (Entered: 08/19/2016)
09/15/2016	<u>137</u> (17 pgs)	Monthly Operating Report. Operating Report Number: 19 (Amended). For the Month Ending 7/31/2016. <i>Incorrect Report Previously Filed as #19.</i> Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 09/15/2016)
09/15/2016	<u>138</u> (5 pgs)	Notice of lodgment <i>Scheduling Order After Status Conference with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>135</u> Document/Hearing Held - Date Disclosure Statement can be heard, if timely filed: 10/6/16 @ 1:30 pm - Disclosure Statement to be filed (35 days): 9/1/16 and Disclosure Statement Objections filed (14 days): 9/22/16 - (RE: related document(s) <u>125</u> Amended Disclosure Statement filed by Debtor Anthony Paul Manrique), <u>136</u> Document/Hearing Continued (RE: related document(s) <u>1</u> Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Confirmation hearing to be held on 10/6/2016 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun). (Douglas, Dana) (Entered: 09/15/2016)
09/15/2016	<u>139</u> (17 pgs)	Monthly Operating Report. Operating Report Number: 20. For the Month Ending 8/31/2016. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 09/15/2016)
09/15/2016	<u>140</u> (38 pgs)	Amended Disclosure Statement <i>Second Amended Disclosure Statement Describing Chapter 11 Plan with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>109</u> Disclosure Statement with proof of service. Filed by Debtor Anthony Paul Manrique.). (Douglas, Dana) (Entered: 09/15/2016)
09/15/2016	<u>141</u> (14 pgs)	Amended Chapter 11 Plan <i>Second Amended Chapter 11 Plan with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>126</u> Amended Chapter 11 Plan (<i>First Amended</i>) with proof of service. Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>110</u> Chapter 11 Plan of Reorganization with proof of service. Filed by Debtor Anthony Paul Manrique.).). (Douglas, Dana) (Entered: 09/15/2016)
09/15/2016	<u>142</u> (5 pgs)	Ex parte application <i>Request to Continue Hearing on Debtor's Second Amended Disclosure Statement Describing</i>

		<p><i>Second Amended Plan & Status Conference Scheduled for October 6, 2016 and Deadlines Related Thereto with proof of service.</i> Filed by Debtor Anthony Paul Manrique (Douglas, Dana) (Entered: 09/15/2016)</p>
09/20/2016	<u>143</u> (2 pgs)	<p>Scheduling Order After Status Conference - (BNC-PDF) It is Hereby Ordered that the status conference is continued to October 6, 2016 at 1:30 p.m. in Courtroom 302. Debtor's amended disclosure statement and chapter 11 plan are to be filed September 1, 2016; Any objections to the disclosure statement are to be filed by September 22, 2016 and Debtor's reply to any objections is to be filed September 29, 2016. If the debtor has filed the disclosure statement and plan as ordered, no status report will be required for the continued status conference and a hearing on approval of the disclosure statement will be conducted on October 6, 2016 at 1:30 p.m. Signed on 9/20/2016 (RE: related document(s)<u>1</u> Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique). (Mason, Shari) (Entered: 09/20/2016)</p>
09/21/2016	<u>144</u> (2 pgs)	<p>Order On Ex Parte Request To Continue Hearing On Debtor's Second Amended Disclosure Statement Describing Second Amended Plan & Status Conference Scheduled For October 6, 2016 And Deadlines Related Thereto (BNC-PDF) It is Ordered the status conference and hearing on Second Amended Disclosure Statement Describing Chapter 11 Plan currently scheduled for October 6, 2016 at 1:30 p.m. are continued to October 20, 2016 at 1:30 p.m. (Related Doc # <u>142</u>) Signed on 9/21/2016 (Mason, Shari) (Entered: 09/21/2016)</p>
09/21/2016	145	<p>Hearing Set - on Debtor's Second Amended Disclosure Statement Describing Second Amended Chapter 11 Plan - The Hearing date is set for 10/20/2016 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Mason, Shari). Related document(s) <u>140</u> Amended Disclosure Statement filed by Debtor Anthony Paul Manrique. Modified on 9/21/2016 (Mason, Shari). (Entered: 09/21/2016)</p>
09/22/2016	<u>146</u> (3 pgs)	<p>BNC Certificate of Notice - PDF Document. (RE: related document(s)<u>143</u> Order (Generic) (BNC-PDF)) No. of Notices: 1. Notice Date 09/22/2016. (Admin.) (Entered: 09/22/2016)</p>
09/23/2016	<u>147</u> (3 pgs)	<p>BNC Certificate of Notice - PDF Document. (RE: related document(s)<u>144</u> ORDER to continue/reschedule hearing</p>

		(BNC-PDF)) No. of Notices: 1. Notice Date 09/23/2016. (Admin.) (Entered: 09/23/2016)
10/19/2016	<u>148</u> (16 pgs)	Monthly Operating Report. Operating Report Number: 21. For the Month Ending 9/30/2016. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 10/19/2016)
10/20/2016	<u>149</u> (2 pgs)	Document/Hearing Continued (RE: related document(s) <u>1</u> Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 1/12/2017 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Jeanmarie, Cynthia) (Entered: 10/21/2016)
10/20/2016	<u>150</u> (2 pgs)	Document/Hearing Held - PLAN CONFIRMATION HEARING: 1/12/17 AT 1:30 PM. BRIEF IN SUPPORT FILED: 12/22/16. OBJECTION FILED: 12/29/16. REPLY FILED: 1/5/17. BALLOT SUMMARY FILED: 12/22/17 - (RE: related document(s) <u>141</u> Amended Chapter 11 Plan filed by Debtor Anthony Paul Manrique) (Jeanmarie, Cynthia) (Entered: 10/21/2016)
11/03/2016	<u>151</u> (6 pgs)	Notice of Hearing (<i>1</i>) <i>Plan Confirmation Hearing</i> ; (<i>2</i>) <i>Deadline for Filing Confirmation Objections</i> ; and (<i>3</i>) <i>Deadline for Submission of Ballots; Ballots (served with 2nd Amended Disclosure Statement & 2nd Amended Plan) with proof of service</i> . Filed by Debtor Anthony Paul Manrique. (Douglas, Dana). Related document(s) <u>141</u> Amended Chapter 11 Plan filed by Debtor Anthony Paul Manrique. Modified on 11/4/2016 (Mason, Shari). (Entered: 11/03/2016)
11/03/2016	<u>152</u> (5 pgs)	Notice of lodgment <i>Order Approving Second Amended Disclosure Statement & Scheduling Order After Status Conference & Hearing on Disclosure Statement with proof of service..</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>140</u> Amended Disclosure Statement <i>Second Amended Disclosure Statement Describing Chapter 11 Plan with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>109</u> Disclosure Statement <i>with proof of service.</i> Filed by Debtor Anthony Paul Manrique.), <u>141</u> Amended Chapter 11 Plan <i>Second Amended Chapter 11 Plan with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>126</u> Amended Chapter 11 Plan (<i>First Amended</i>) <i>with proof of service.</i> Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>110</u> Chapter 11 Plan of Reorganization

		<i>with proof of service.</i> Filed by Debtor Anthony Paul Manrique.).). (Douglas, Dana) (Entered: 11/03/2016)
11/04/2016	153	Hearing Set (RE: related document(s) 141 Amended Chapter 11 Plan filed by Debtor Anthony Paul Manrique) Confirmation hearing to be held on 1/12/2017 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Mason, Shari) (Entered: 11/04/2016)
11/04/2016	154	Notice to Pay Court Costs Due Sent To: Dana M Douglas, Total Amount Due \$0 . (Mason, Shari) (Entered: 11/04/2016)
11/07/2016	155 (2 pgs)	Order Approving Disclosure Statement and Setting Hearing on Confirmation of Plan (BNC-PDF) Signed on 11/7/2016 (RE: related document(s) 140 Amended Disclosure Statement filed by Debtor Anthony Paul Manrique). Confirmation hearing to be held on 1/12/2017 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Jeanmarie, Cynthia) (Entered: 11/07/2016)
11/09/2016	156 (3 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) 155 Order Approving Disclosure Statement (BNC-PDF)) No. of Notices: 1. Notice Date 11/09/2016. (Admin.) (Entered: 11/09/2016)
11/18/2016	158 (7 pgs)	BAP/USDC appeal judgment - Order Re: Appeal BAP/USDC Number: EDCV-16-0708-DOC, Ruling: AFFIRMED Signed on 11/18/2016. (Hawkinson, Susan) (Entered: 11/22/2016)
11/21/2016	157 (15 pgs)	Monthly Operating Report. Operating Report Number: 22. For the Month Ending 10/31/2016. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 11/21/2016)
12/05/2016	159 (3 pgs)	Document RE: Appeal - Notification of a pending U.S. Court of Appeals Case. U.S. Court of Appeal case no # 16-56799. (RE: related document(s) 102 Notice of Appeal and Statement of Election (Official Form 417A) filed by Debtor Anthony Paul Manrique) (Hawkinson, Susan) (Entered: 12/07/2016)
12/11/2016	160 (17 pgs)	Monthly Operating Report. Operating Report Number: 23. For the Month Ending 11/30/2016. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 12/11/2016)

12/22/2016	<u>161</u> (31 pgs)	Motion for order confirming chapter 11 plan <i>with proof of service</i> . Filed by Debtor Anthony Paul Manrique (Douglas, Dana) (Entered: 12/22/2016)
12/28/2016	<u>162</u> (46 pgs)	Objection (related document(s): <u>140</u> Amended Disclosure Statement filed by Debtor Anthony Paul Manrique, <u>141</u> Amended Chapter 11 Plan filed by Debtor Anthony Paul Manrique) to <i>Debtor's 2nd Amended Chapter 11 Plan of Reorganization with Exhibits A-C and Proof of Service (Subject Property: 718 Silverwood Avenue, Upland, California 91786)</i> Filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N; Nationstar Mortgage, LLC as servicer (Garan, Todd) (Entered: 12/28/2016)
01/06/2017	<u>163</u> (7 pgs)	Reply to (related document(s): <u>162</u> Objection filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N; Nationstar Mortgage, LLC as servicer) <i>with proof of service</i> . Filed by Debtor Anthony Paul Manrique (Douglas, Dana) (Entered: 01/06/2017)
01/06/2017	<u>164</u> (5 pgs)	Errata <i>in re Debtor's Response to Objection of U.S. Bank, N.A., to Confirmation of Debtor's 2nd Amended Plan of Reorganization - Exhibit Inadvertantly Omitted with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>163</u> Reply). (Douglas, Dana) (Entered: 01/06/2017)
01/11/2017	<u>165</u> (15 pgs)	Monthly Operating Report. Operating Report Number: 24. For the Month Ending 12/31/2016. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 01/11/2017)
01/12/2017		Hearing (Bk Other) Continued (RE: related document(s) <u>141</u> AMENDED CHAPTER 11 PLAN filed by Anthony Paul Manrique) Confirmation Hearing to be held on 02/16/2017 at 01:30 PM 3420 Twelfth Street Courtroom 302 Riverside, CA 92501 for <u>141</u> , (Jeanmarie, Cynthia) (Entered: 01/12/2017)
01/12/2017	<u>166</u> (2 pgs)	Document, Hearing Continued (RE: related document(s) <u>141</u> Amended Chapter 11 Plan filed by Debtor Anthony Paul Manrique) Confirmation hearing to be held on 2/16/2017 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Mason, Shari) (Entered: 01/13/2017)

01/12/2017	<u>167</u> (2 pgs)	Document, Hearing Continued (RE: related document(s) <u>1</u> Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) Status hearing to be held on 2/16/2017 at 01:30 PM at Crtrm 302, 3420 Twelfth St., Riverside, CA 92501. The case judge is Scott H. Yun (Mason, Shari) (Entered: 01/13/2017)
02/15/2017	<u>168</u> (13 pgs)	Reply to (related document(s): <u>161</u> Motion for order confirming chapter 11 plan <i>with proof of service</i> . filed by Debtor Anthony Paul Manrique, <u>162</u> Objection filed by Creditor U.S. Bank National Association, as Trustee for Lehman XS Trust Mortgage Pass-Through Certificates, Series 2007-16N; Nationstar Mortgage, LLC as servicer) <i>Supplement to Plan Confirmation Memorandum; Declarations in Anthony Paul Manrique and Dana M. Douglas in Support with proof of service</i> . Filed by Debtor Anthony Paul Manrique (Douglas, Dana) (Entered: 02/15/2017)
02/16/2017	<u>169</u> (17 pgs)	Monthly Operating Report. Operating Report Number: 25. For the Month Ending 1/31/2017. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 02/16/2017)
02/16/2017	<u>170</u> (2 pgs)	Document/Hearing Held - PLAN IS CONFIRMED - (RE: related document(s) <u>141</u> Amended Chapter 11 Plan filed by Debtor Anthony Paul Manrique) (Jeanmarie, Cynthia) (Entered: 02/17/2017)
02/16/2017	<u>171</u> (2 pgs)	Document/Hearing Held - OFF CALENDAR - (RE: related document(s) <u>1</u> Voluntary Petition (Chapter 11) filed by Debtor Anthony Paul Manrique) (Jeanmarie, Cynthia) (Entered: 02/17/2017)
03/15/2017	<u>172</u> (9 pgs)	Notice of lodgment <i>Order Confirming Chapter 11 Plan with proof of service</i> . Filed by Debtor Anthony Paul Manrique (RE: related document(s) <u>170</u> Document/Hearing Held - PLAN IS CONFIRMED - (RE: related document(s) <u>141</u> Amended Chapter 11 Plan filed by Debtor Anthony Paul Manrique)). (Douglas, Dana) (Entered: 03/15/2017)
03/19/2017	<u>173</u> (15 pgs)	Monthly Operating Report. Operating Report Number: 26. For the Month Ending 2/28/2017. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 03/19/2017)
04/10/2017	<u>174</u> (6 pgs)	Order Confirming Chapter 11 Plan (BNC-PDF) (Related Doc # <u>161</u>) Signed on 4/10/2017 (Mason, Shari) (Entered: 04/10/2017)

04/12/2017	<u>175</u> (7 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) <u>174</u> Order Confirming Chapter 11 Plan (BNC-PDF)) No. of Notices: 1. Notice Date 04/12/2017. (Admin.) (Entered: 04/12/2017)
04/28/2017	<u>176</u> (15 pgs)	Monthly Operating Report. Operating Report Number: 27. For the Month Ending 3/31/2017. Filed by Debtor Anthony Paul Manrique. (Douglas, Dana) (Entered: 04/28/2017)

PACER Service Center			
Transaction Receipt			
06/02/2017 16:48:52			
PACER Login:	mmswenson:4695343:0	Client Code:	
Description:	Docket Report	Search Criteria:	6:15-bk-10650-SY Fil or Ent: filed To: 6/2/2017 Doc From: 0 Doc To: 99999999 Term: included Format: html Page counts for documents: included
Billable Pages:	18	Cost:	1.80

SER 67

APPEAL,CLOSED,MANADR

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA (Eastern Division - Riverside)
CIVIL DOCKET FOR CASE #: 5:16-cv-00708-DOC**

In re: Anthony Paul Manrique

Assigned to: Judge David O. Carter

Case in other court: 9th Circuit, 16-56799

USBC Central District of California
-Riverside, 6:15-bk-10650 SY

Cause: 28:0158 Notice of Appeal re Bankruptcy Matter
(BAP)

Date Filed: 04/14/2016

Date Terminated: 11/18/2016

Jury Demand: None

Nature of Suit: 422 Bankruptcy Appeal
(801)

Jurisdiction: Federal Question

In re Debtor

Anthony Paul Manrique

V.

Appellant

Anthony Paul Manrique

represented by **Anthony Paul Manrique**

718 Silverwood Avenue
Upland, CA 91786

909-985-1869

Email: manq5230@aol.com
PRO SE

V.

Appellee

U.S. Bank National Association

*as Trustee for Lehman XS Trust
Mortgage Pass-Through Certificates,
Series 2007-16N*

represented by **Matthew R Clark , III**

Aldridge Pite, LLP
4375 Jutland Drive Suite 200
P.O. Box 17933

San Diego, CA 92117-0933

858-750-7600

Fax: 619-590-1385

Email: mclark@piteduncan.com

ATTORNEY TO BE NOTICED

Todd Stephen Garan

Aldridge Pite LLP
4375 Jutland Drive Suite 200
San Diego, CA 92117
619-750-7600
Fax: 619-590-1385

SER 68

Email: TGaran@aldridgepitc.com
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/14/2016	1	NOTICE OF APPEAL AND STATEMENT OF ELECTION Re: ORDER Denying Debtor's Motion to Reconsider Order Denying Claim Objection entered on 4/7/16 by Bankruptcy Judge Scott H. Yun, filed in the Bankruptcy Court on 4/12/16. Bankruptcy Court case number: 6:15-bk-10650-SY, Adversary number: NA, BAP case number: NA., filed by appellant Anthony Paul Manrique. (esa) (Additional attachment(s) added on 4/14/2016: # 1 bk dkt) (esa). (Entered: 04/14/2016)
04/14/2016	2	NOTICE REGARDING APPEAL FROM BANKRUPTCY COURT. One of the parties having so requested, this appeal from the U.S. Bankruptcy Court is assigned to District Judge David O. Carter. The District Court Case No. 5:16-cv-00708 DOC must appear on all documents filed in this appeal, along with any Bankruptcy Court and adversary proceeding case numbers. Bankruptcy Court Case No. 6:15-bk-10650-SY, Adversary Case No. NA, and Bankruptcy Appellate No. NA. The parties are responsible for reading and complying with all requirements provided in this notice and applicable rules of the Federal Rules of Bankruptcy Procedure. Failure to comply with the time requirements stated in this notice and applicable rules may result in the dismissal of the appeal or the right to oppose the appeal. (esa) (Entered: 04/14/2016)
04/14/2016	3	NOTICE OF REFERRAL OF APPEAL prepared by the United States Bankruptcy Court on 4/13/16. (esa) (Entered: 04/14/2016)
04/14/2016	4	NOTICE TO PARTIES OF COURT-DIRECTED ADR PROGRAM filed. (esa) (Entered: 04/14/2016)
04/15/2016	5	INITIAL STANDING ORDER FOLLOWING ASSIGNMENT OF CIVIL CASE TO JUDGE CARTER upon filing of the complaint by Judge David O. Carter. (dgo) (Entered: 04/15/2016)
04/26/2016	6	APPLICATION for Pro Se Litigant to electronically file documents in a specific case filed by Appellant Anthony Paul Manrique. (mt) (Entered: 04/27/2016)
04/27/2016	7	APPELLANT'S DESIGNATION OF RECORD ON APPEAL filed by Appellant Anthony Paul Manrique. (mt) (Entered: 04/27/2016)
04/27/2016	8	APPELLANT'S STATEMENT OF ISSUES ON APPEAL filed by Appellant Anthony Paul Manrique (mt) (Entered: 04/27/2016)
05/02/2016	9	ORDER by Judge David O. Carter: Granting 6 APPLICATION for Pro Se Electronic Filing. The applicant must register to use the Courts CM/ECF System within five (5) days of being served with this order. Registration information is available at the Pro Se Litigant E-Filing web page located on the Courts website. Upon registering, the applicant will receive a CM/ECF login and password that will allow him/her to file non-sealed documents electronically in this case only. Any documents being submitted under seal must be manually filed with the Clerk. (lwag) (Entered: 05/06/2016)

SER 69

05/12/2016	10	Notice of Bankruptcy Appeal Record Availability re Notice of Appeal from Bankruptcy Court Order/Judgment, 1 (lc) (Entered: 05/16/2016)
05/12/2016	11	NOTICE RE: BANKRUPTCY RECORD COMPLETE. Please note, pursuant to Federal Rule of Bankruptcy Procedure 8010(b)(3), this Court has received from the Clerk of the Bankruptcy Court either the record for the above-captioned appeal or notice that the record is available electronically. The parties are responsible for reading and complying with all requirements, including briefing, provided in this notice. Appellant must serve and file a brief by 6/13/2016. (lc) (Entered: 05/16/2016)
06/13/2016	12	APPLICATION for Extension of Time to File Opening Brief filed by Appellant Anthony Paul Manrique. Application set for hearing on 7/13/2016 at 08:30 AM before Judge David O. Carter. (Attachments: # 1 Proposed Order) (Manrique, Anthony) (Entered: 06/13/2016)
06/14/2016	13	MINUTES (IN CHAMBERS) by Judge David O. Carter: Granting 12 Application for Extension of Time to File Opening Brief. On June 13, 2016, Appellant Anthony Paul Manrique filed an Application for Extension of Time to File Opening Brief ("Application") (Dkt. 12). For good cause appearing, the Court GRANTS the Application. Appellant shall now file his opening brief on or before July 13, 2016. (mba) (Entered: 06/14/2016)
07/13/2016	14	BRIEF filed by Appellant Anthony Paul Manrique. regarding Order on Motion for Pro Se Electronic Filing - CV-5 O., 9 . (Attachments: # 1 Exhibit 2 of 4, # 2 Exhibit 3 of 4, # 3 Exhibit 4 of 4)(Manrique, Anthony) (Entered: 07/13/2016)
08/09/2016	15	NOTICE OF MOTION AND MOTION for Extension of Time to File Opening Brief & Declaration of Todd S. Garan in Support Thereof filed by Appellee U.S. Bank National Association. (Attachments: # 1 Declaration of Service) (Garan, Todd) (Entered: 08/09/2016)
08/10/2016	16	NOTICE OF LODGING filed re NOTICE OF MOTION AND MOTION for Extension of Time to File Opening Brief & Declaration of Todd S. Garan in Support Thereof 15 (Attachments: # 1 Proposed Order on Appellee's Motion for Extension of Time to File Opening Brief, # 2 Declaration of Service)(Garan, Todd) (Entered: 08/10/2016)
08/10/2016	17	ORDER on Appellee's Motion for Extension of Time to File Opening Brief 15 by Judge David O. Carter: Having considered Appellees Motion, and for good cause appearing, the Motion for Order is GRANTED. Appellee shall now serve and file its Opening Brief on or before September 12, 2016. The deadline for Appellant to file its Reply Brief shall be in accordance with Federal rule of Bankruptcy Procedure 8018. (lwag) (Entered: 08/10/2016)
09/12/2016	18	APPELLEES REPLY BRIEF filed by Appellee U.S. Bank National Association. (Attachments: # 1 Appendix Appellee's Supplemental Excepts of the Record (Appendix))(Garan, Todd) (Entered: 09/12/2016)
11/09/2016	19	SCHEDULING NOTICE by Judge David O. Carter: Motion Hearing set for 11/16/2016 @ 8:30 AM before Judge David O. Carter. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (dgo) TEXT ONLY ENTRY (Entered: 11/09/2016)

11/10/2016	<u>20</u>	SCHEDULING NOTICE by Judge David O. Carter: The Hearing previously scheduled for 11/16/2016 @ 8:30 AM has been rescheduled. Hearing RESCHEDULED for 11/16/2016 @ 1:30 PM **TIME CHANGE ONLY** before Judge David O. Carter. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (dgo) TEXT ONLY ENTRY (Entered: 11/10/2016)
11/16/2016	<u>21</u>	MINUTES OF Motion Hearing held before Judge David O. Carter: Hearing held. Court to issue a final order. Court Reporter: Debbie Gale/CourtSmart; Appellant Attorney: Anthony Paul Manrique, Pro Se; Appellee Attorney: Todd Stephen Garan. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. TEXT ONLY ENTRY. (dgo) (Entered: 11/16/2016)
11/18/2016	<u>22</u>	ORDER Denying Appeal of Bankruptcy Court's Order by Judge David O. Carter. Manrique's appeal of the Bankruptcy Court's Orders is DENIED. The Clerk shall serve this minute order on the parties. (see document for details). (Made JS-6. Case Terminated.) (dro) (Entered: 11/18/2016)
12/02/2016	<u>23</u>	NOTICE OF APPEAL to the 9th CCA filed by Appellant Anthony Paul Manrique. Appeal of Order, Terminated Case, <u>22</u> Filed On: 11/18/16; Entered On: 11/18/16; Filing fee \$ 505 billed. (mat) (Entered: 12/02/2016)
12/02/2016	<u>24</u>	FILING FEE LETTER issued as to Plaintiff Anthony Paul Manrique, re Notice of Appeal to 9th Circuit Court of Appeals <u>23</u> . (mat) (Entered: 12/02/2016)
12/05/2016	<u>25</u>	NOTIFICATION from Ninth Circuit Court of Appeals of case number assigned and briefing schedule. Appeal Docket No. 16-56799 assigned to Notice of Appeal to 9th Circuit Court of Appeals <u>23</u> as to Appellant Anthony Paul Manrique. (mat) (Entered: 12/05/2016)
12/06/2016	<u>26</u>	COMPACT DISC Order for date of proceedings 11/16/2016 to 11/16/2016 filed by Appellant Anthony Paul Manrique. Court will contact Anthony Manrique at Manq5230@aol.com with any questions regarding this order. Transcript portion requested: FEE PAID. (Manrique, Anthony) (Entered: 12/06/2016)
12/07/2016	<u>27</u>	ORDER from Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>23</u> filed by Anthony Paul Manrique. CCA # 16-56799. A review of the docket reflects that appellant has not paid the docketing and filing fees for this appeal. Within 21 days from the date of this order, appellant shall: [See document] If appellant fails to comply with this order, this appeal will be dismissed automatically by the Clerk for failure to prosecute. [See document for all details](mat) (Entered: 12/07/2016)
12/07/2016	<u>28</u>	TRANSCRIPT ORDER as to Appellant Anthony Paul Manrique for Court Smart (CS). Court will contact Anthony Manrique at Manq5230@aol.com with any questions regarding this order. Transcript preparation will not begin until payment has been satisfied with the court recorder. (Manrique, Anthony) (Entered: 12/07/2016)
12/12/2016	<u>29</u>	DESIGNATION of Record on Appeal by Appellant Anthony Paul Manrique re <u>23</u> (Manrique, Anthony) (Entered: 12/12/2016)
12/13/2016		

		APPEAL FEE PAID: re Notice of Appeal to 9th Circuit Court of Appeals 23 as to Appellant Anthony Paul Manrique; Receipt Number: RS008226 in the amount of \$505. (lmu) (Entered: 12/13/2016)
12/22/2016	30	DESIGNATION of Record on Appeal by Appellee U.S. Bank National Association re 23 (Garan, Todd) (Entered: 12/22/2016)
12/22/2016	31	STATEMENT of Issues to be Presented on Appeal to the 9th Circuit Court of Appeals filed by Appellee U.S. Bank National Association (Garan, Todd) (Entered: 12/22/2016)
01/11/2017	32	TRANSCRIPT for proceedings held on 11/16/2016 Hearing Vol. I. ****Transcript may only be viewed at the court public terminal or purchased through Court Reporter DEBBIE GALE ---WEBSITE: www.debbiegale.com/ telephone 714-558-8141/ EMAIL: DebbieGaleCSR@gmail.com --- before the deadline for Release of Transcript restriction. After that date, it may be obtained from the Court Reporter or through PACER. ADDITIONAL FORMATS of the transcript (ASCII, Condensed, and Word Indexing/Concordance) are also available for purchase at any time through the Court Reporter. Notice of Intent to Redact due within 7 days of this date.*** Redaction Request due 2/1/2017. Redacted Transcript Deadline set for 2/13/2017. Release of Transcript Restriction set for 4/11/2017. (Gale, Debbie) (Entered: 01/11/2017)
01/11/2017	33	NOTICE OF FILING TRANSCRIPT filed for proceedings 11/16/2016 Hearing Vol. I re Transcript 32 THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (Gale, Debbie) TEXT ONLY ENTRY (Entered: 01/11/2017)
01/12/2017	34	TRANSCRIPT for proceedings held on 11/16/2016 Hearing Vol. II. Court Reporter/Electronic Court Recorder: BABYKIN COURTHOUSE SERVICES, phone number (626) 963-0566. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 2/2/2017. Redacted Transcript Deadline set for 2/13/2017. Release of Transcript Restriction set for 4/12/2017. (ls) (Entered: 01/13/2017)
01/12/2017	35	NOTICE OF FILING TRANSCRIPT filed for proceedings 11/16/2016 Hearing Vol. II re Transcript 34 THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (ls) TEXT ONLY ENTRY (Entered: 01/13/2017)
03/07/2017	36	TRANSCRIPT ORDER as to Appellee U.S. Bank National Association for Court Reporter. Court will contact Meliza Martinez at mmartinez-meza@aldridgeppte.com with any questions regarding this order. Transcript preparation will not begin until payment has been satisfied with the court reporter. (Garan, Todd) (Entered: 03/07/2017)

PACER Service Center

Transaction Receipt

SER 72

06/02/2017 16:56:05			
PACER Login:	mmswenson:4695343:0	Client Code:	
Description:	Docket Report	Search Criteria:	5:16-cv-00708- DOC End date: 6/2/2017
Billable Pages:	4	Cost:	0.40

SER 73